

HOUSE JOURNAL
OF THE
EXTRAORDINARY SESSION
THE
Eighteenth
Legislative Assembly
OF THE
STATE OF MONTANA

Held at Helena, the Seat of Government of said
State, commencing January 22, 1924, and
ending January 29, 1924.

PUBLISHED BY AUTHORITY

STATE PUBLISHING CO., HELENA, MONT.



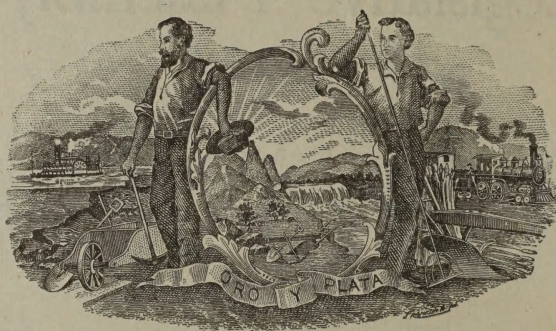
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OFFICERS AND MEMBERS

OF THE

18th Extraordinary Legislative Assembly of the State of Montana

Governor JOS. M. DIXON

Lieutenant Governor and President of the Senate, NELSON STORY, Jr.

Speaker of the House, CALVIN CRUMBAKER

HOUSE OF REPRESENTATIVES

NAME	Residence	County	Politics
Andrews, John T.	Butte	Silver Bow	Democrat
Andrus, W. W.	Miles City	Custer	Republican
Armstrong, Bert	Livingston	Park	Democrat
Arnold, W. P.	Richey	Dawson	Republican
Baker, Frank	Chester	Liberty	Republican
Benedict, Joseph	Billings	Yellowstone	Democrat
Bergstrom, Theo.	Willard	Fallon	Democrat
Bernard, P. N.	Kallispell	Flathead	Republican
Berryman, John J.	Billings	Yellowstone	Republican
Bohling, John B.	Dutton	Teton	Republican
Boorman, Carl E.	Great Falls	Cascade	Republican
Bosley, G. A.	Great Falls	Cascade	Democrat
Brandford, I. M.	Ronan	Missoula	Democrat
Bray, Robert A.	Big Timber	Sweet Grass	Republican
Bricker, R. C.	Windham	Judith Basin	Republican
Buchanan, Frank Jr.	Hesper	Yellowstone	Republican
Buell, H. S.	Bozeman	Gallatin	Republican
Burke, D. J.	Lewistown	Fergus	Democrat
Buttelman, Wm. H.	Willow Creek	Gallatin	Democrat
Cady, William M.	Libby	Lincoln	Republican
Caplis, Jno. J.	Butte	Silver Bow	Democrat
Carlson, Barney E.	Prairie Elk	McCone	Republican
Carlson, C. E.	Bozeman	Gallatin	Democrat
Cavanaugh, P. J.	Butte	Silver Bow	Democrat
Clarke, Walter E.	Forsyth	Rosebud	Republican
Cowley, Stephen J.	Great Falls	Cascade	Democrat
Cronk, John C.	Coburg	Blaine	Republican
Crumbaker, Calvin	Fort Benton	Chouteau	Republican
Davis, G. T.	Carlyle	Wibaux	Republican
Davis, O. P.	Lewistown	Fergus	Democrat
Dean, William	Livingston	Park	Republican
Dell, Wm.	Luther	Carbon	Democrat
Denny, I. G.	Butte	Silver Bow	Democrat
Duffy, James L.	Havre	Hill	Democrat
Elliott, Charles H.	Missoula	Missoula	Democrat
English, M. J.	Butte	Silver Bow	Democrat
Facey, Florence Kerr	Malta	Phillips	Republican
Flynn, W. P.	Miles City	Custer	Republican
Fulsher, Dr. Fred R.	Saltese	Mineral	Democrat
Gillin, John L. Jr.	Sand Coulee	Cascade	Democrat
Goodman, E. H.	Townsend	Broadwater	Democrat
Gullidge, A. O.	Terry	Prairie	Republican
Hamilton, Mrs. W. W.	Dodson	Phillips	Democrat
Hanson, Fred	Scobey	Daniels	Republican
Harris, Orville	White Sul. Spgs.	Meagher	Republican
Hawley, Herb C.	Harlowton	Wheatland	Republican
Hoffman, Joseph	Reed Point	Stillwater	Republican
Holton, Albert	Cohagen	Garfield	Republican
Joffray, E. N.	Clancy	Jefferson	Democrat
Johnson, A.	Denton	Fergus	Republican
Kelly, Pat A.	Butte	Silver Bow	Democrat
Kelly, Robert J.	Conrad	Pondera	Democrat
Kennedy, J. D.	Philipsburg	Granite	Republican
Kenyon, D. C.	Chinook	Blaine	Republican
Kinville, Sam	Butte	Silver Bow	Democrat

HOUSE OF REPRESENTATIVES—Continued

NAME	Residence	County	Politics
Larsen, A. T.	Dagmar	Sheridan	Republican
Larson, L. S.	Fairview	Richland	Republican
Lease, N. T.	Great Falls	Cascade	Republican
Leavens, Robert	Billings	Yellowstone	Republican
Lemmon, C. A.	Anaconda	Deer Lodge	Democrat
Loble, Lester H.	Helena	Lewis & Clark	Democrat
McAfee, J. H.	Kalispell	Flathead	Republican
McCarty, Mrs. Catherine Calk.	Glendive	Dawson	Democrat
McCormack, W. S.	Kalispell	Flathead	Republican
McLeod, Angus B.	Butte	Silver Bow	Republican
Maury, Lowndes	Butte	Silver Bow	Democrat
Murphy, C. F.	Anaconda	Deer Lodge	Democrat
Mushback, J. E.	Red Lodge	Carbon	Democrat
Myrick, H. D.	Square Butte	Chouteau	Republican
Nelson, Frank	Potomac	Missoula	Democrat
O'Connell, W. H.	Kalispell	Flathead	Democrat
Oker, Jos.	Helena	Lewis & Clark	Democrat
Ostby, James M.	McCabe	Roosevelt	Republican
Peden, W. A.	Hardin	Big Horn	Republican
Perrine, Jas. A.	Cut Bank	Glacier	Republican
Pilgeram, Wm. P.	Armington	Cascade	Democrat
Pope, Walter L.	Missoula	Missoula	Democrat
Rasmussen, Anton	Lavina	Golden Valley	Democrat
Ridle, M. D.	Shelby	Toole	Democrat
Rodgers, Henry G.	Dillon	Beaverhead	Republican
Roscow, Jessie	Butte	Silver Bow	Democrat
Ruffcorn, Wm. M.	Glasgow	Valley	Republican
Sandy, B. B.	Elgin	Carter	Republican
Scharnikow, Edward	Deer Lodge	Powell	Democrat
Seidensticker, Fred	Twin Bridges	Madison	Republican
Smethurst, Walter	Klein	Musselshell	Democrat
Smith, Paul W.	Helena	Lewis & Clark	Republican
Spencer, J. T.	Bridger	Carbon	Republican
Stoddard, Si.	Anaconda	Deer Lodge	Democrat
Stoner, Clair	Outlook	Sheridan	Republican
Strange, G. B.	Stevensville	Ravalli	Republican
Swift, Charles R.	Hysham	Treasure	Republican
Taylor, T. T.	Lewistown	Fergus	Republican
Terrett, Julian	Brandenberg	Powder River	Democrat
Tierney, Wm. P.	Paradise	Sanders	Democrat
Troy, T. J.	Havre	Hill	Republican
White, Frank L.	Seines	Lake	Republican
Wold, Ole M.	Laurel	Yellowstone	Republican
Zuck, John Q.	Lundville	Roosevelt	Republican

C. J. McALLISTER, Acting Chief Clerk.

STATE SENATORS

NAME	Residence	County	Politics
Adams, W. K.	Sidney	Richland	Republican
*Church, W. R.	Helena	Lewis & Clark	Democrat
Clark, T. L.	Sweet Grass	Toole	Democrat
*Coburn, John W.	Cut Bank	Glacier	Republican
Conser, C. C.	Plevna	Fallon	Republican
Cooper, Geo. R.	Haugan	Mineral	Republican
*Cowan, W. T.	Box Elder	Hill	Republican
*Dearborn, Mark D.	Roundup	Musselshell	Republican
Demel, C. W.	Billings	Yellowstone	Democrat
Dowlin, Charles M.	Forsyth	Rosebud	Republican
Duncan, M. M.	Virginia City	Madison	Democrat
*Esp, John T.	Big Timber	Sweet Grass	Republican
Garber, John D.	Plains	Sanders	Democrat
*Gibson, L. D.	Hysham	Treasure	Republican
*Greening, C. W.	Hardin	Big Horn	Republican
*Greenup, L. F.	Westfork	Daniels	Democrat
*Griffin, James	Chinook	Blaine	Republican
*Haaland, Jasper, Jr.	Joplin	Liberty	Democrat
*Harmon, W. E.	Bozeman	Gallatin	Republican
*Haley, W. S.	Terry	Prairie	Republican
*Hazelbaker, Frank A.	Dillon	Beaverhead	Republican
Healy, Dan	Livingston	Park	Democrat
*Henderson, W. C.	Jordan	Garfield	Republican

STATE SENATORS—Continued

NAME	Residence	County	Politics
*Heren, R. P.	Miles City	Custer	Republican
*Jensen, Peter C.	Powderville	Powder River	Republican
Kane, Thomas	Corvallis	Ravalli	Republican
*Kirton, H. M.	Malta	Phillips	Republican
Leighton, Dr. I. A.	Boulder	Jefferson	Republican
Leuthold, J. H.	Molt	Stillwater	Republican
*Lowe, Henry W.	Culbertson	Roosevelt	Republican
*Loy, Loren W.	Windham	Golden Valley	Republican
Lyle, James H.	Arlee	Lake	Democrat
*McCone, George	Lambert	Dawson	Republican
McQuitty, I. S.	Harlowton	Wheatland	Democrat
*Mains, David F.	Manhattan	Pondera	Republican
Mears, John L.	Geyser	Judith Basin	Republican
Muffy, Chas. S.	Winston	Broadwater	Democrat
Oliver, John	Ekalaka	Carter	Republican
Page, John R.	Philipsburg	Granite	Democrat
*Paul, W. J.	Deer Lodge	Powell	Republican
Pauline, Robert	Kalispell	Flathead	Republican
Peck, C. V.	Danvers	Fergus	Republican
Peterson, Peter	Glasgow	Valley	Democrat
Pomeroy, H. G.	Eureka	Lincoln	Republican
Porter, S. H.	Big Sandy	Chouteau	Democrat
Rhoads, Harmon T.	Choteau	Teton	Republican
*Rorvik, Peter	Circle	McCone	Republican
*Siegfriedt, Dr. J. C. F.	Bearcreek	Carbon	Republican
Speer, J. W.	Great Falls	Cascade	Republican
Staggs, W. L.	Wibaux	Wibaux	Republican
*Stewart, James H.	Sixteen	Meagher	Democrat
*Stewart, T. P.	Anaconda	Deer Lodge	Republican
Taylor, Chas. E.	Plentywood	Sheridan	Republican
Walker, Thomas J.	Butte	Silver Bow	Democrat
Watson, Burton	Missoula	Missoula	Democrat

*Holdovers, elected in 1920.

FRANK CONE, Secretary.

INDEX TO HOUSE BILLS IN THE HOUSE

No.	Title of Act	Page
1	An Act Appropriating Money for the Operation and Maintenance of Certain of the State Departments of the State of Montana for the period beginning July 1st, 1923, and ending June 30th, 1925.....	5, 7, 14, 21, 22, 34, 35, 36, 44.
2	An Act Appropriating Money for the Operation and Maintenance of Certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1st, 1923, and ending June 30, 1925.	5, 7, 16, 21, 22, 23, 34, 35, 36, 44.
3	An Act Appropriating Money for the Operation and Maintenance of the State Board of Equalization for the period beginning July 1st, 1923, and ending June 30th, 1925.	5, 8, 14, 22, 23, 34, 35, 36, 44.
4	An Act to appropriate Money for the Operation and Maintenance of Certain of the State Boards and Commissions of the State of Montana for the period beginning July 1st, 1923, to June 30th, 1925.	5, 8, 16, 22, 23, 34, 35, 37, 44.
5	An Act Appropriating Money for the Operation and Maintenance of Certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1st, 1923, and ending June 30th, 1925.	5, 8, 14, 22, 29, 32, 33, 47, 48, 49, 50, 51, 54, 59, 60.
6	An Act Appropriating Money for the Operation and Maintenance of Certain of the State Institutions of the State of Montana for the period beginning July 1st, 1923, to June 30th, 1925.	5, 9, 16, 24, 25, 34, 45, 47, 48, 49, 50, 51, 53, 54, 60.
7	An Act Appropriating Money for the Operation and Maintenance of Certain of the State Institutions of the State of Montana for the period beginning July 1st, 1923, to June 30th, 1925.	5, 9, 14, 24, 25, 34, 45, 47, 48, 49, 50, 51, 52, 53, 60.
8	An Act to appropriate Money for the Construction of a Children's Pavilion at the State Tuberculosis Sanitarium at Galen, Montana.	6, 10, 16, 25, 27, 34, 35, 37, 44.
9	An Act to appropriate Money for the Operation and Maintenance of Certain of the State Boards and Commissions of the State of Montana for the period beginning July 1st, 1923, to June 30th, 1925.	6, 9, 16, 27, 46, 47, 49, 50, 51, 52, 58.

No.	Title of Act	Page
10	An Act Appropriating Money for the Operation and Maintenance of Certain of the State Institutions of the State of Montana for the period beginning July 1st, 1923, to June 30th, 1925.	6, 10, 16, 28, 30, 31, 57, 59.
11	An Act Appropriating Money for the Operation, Maintenance, and Payment of Training Expenses of the Work of Vocational Rehabilitation.	6, 9, 16, 30, 31, 46, 48, 58.
12	An Act to Validate all Warrants Issued by the State Auditor of the State of Montana, since July 1st, 1923, for the Payment of which no Appropriation was made at the Session of the Legislative Assembly which convened the First Monday in January, 1923, because of the Failure of the Governor to Approve Certain Items of the Appropriation Bills Passed at Said Session.	6, 16, 17, 22, 41, 46, 58.
13	An Act Appropriating Money for the Operation and Maintenance of Certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1st, 1923, and ending June 30th, 1925.	8, 9, 16, 30, 31, 46, 47, 48, 49, 50, 51, 56, 58.
14	An Act to Appropriate Money for the Payment of Mileage and Per Diem of the Members of the Eighteenth Legislative Assembly Special Session: For the Payment of the Per Diem of the Officers and Attaches and the Incidental Expenses of the Eighteenth Legislative Assembly Special Session of the State of Montana.	8, 13, 16, 30, 31, 32, 38, 39, 41, 42, 43, 49, 50.
15	An Act Appropriating Money for the Operation of the Montana State Fair for the period beginning July 1st, 1923, and ending June 30th, 1925, and Amending Section 3645, Revised Codes of Montana of 1921, relating to Income and Earnings of the Montana State Fair, Providing that Such Income and Earnings shall be turned into the State General Fund.	22, 29, 37, 38, 39, 40, 58, 60.
16	An Act to Appropriate Money for the Payment of the Per Diem of the Officers and Attaches of the Extraordinary Session of the Eighteenth Legislative Assembly of the State of Montana.	53, 55, 56, 58, 59.

INDEX TO SENATE BILLS IN THE HOUSE

No.	Title of Act	Page
1	An Act to validate all warrants heretofore issued by the State Auditor of the State of Montana against attempted appropriations made by the Eighteenth Legislative Assembly of the State of Montana, for the fiscal year commencing July 1st, 1923, and ending June 30th, 1924, which attempted appropriations failed for want of approval by the Governor, and authorizing and directing their payment in the order of their registration out of the proper funds appropriated for said fiscal year by the Eighteenth Legislative Assembly of the State of Montana in Extraordinary Session.....	34, 36.
HOUSE JOINT MEMORIALS IN HOUSE		
1	Memorial to Congress Asking for Appropriation to Continue Construction Work on Flathead Irrigation Project and all other Irrigation Projects in the State of Montana.	26, 35, 37, 38, 45, 60.
2	Memorial to Congress Commending Senate Investigating Committee for its Action in Investigating Teapot Dome Oil Leases.	54.
SENATE JOINT MEMORIALS IN HOUSE		
1	Memorial to Congress to grant to Indian Bureau Authority to Pay Tuition to the School Districts Affected, for the Non Citizen Children of Other Tribes in Montana and Elsewhere, than of the Crow Tribe, etc.	47, 48.
HOUSE RESOLUTIONS IN HOUSE		
2	Requiring State Board of Examiners to Submit Statement of all Outstanding Warrants Issued and held to be invalid, etc.	7, 14.
3	Re reduction of appropriations from General Fund for Fiscal Year Ending June 30, 1925, by not less than \$100,000.00, etc.	14, 15, 16, 17.
	Requests Governor to Furnish Statement and Account re Moneys Belonging to University of Montana.	19, 20, 21.

No.	Title of Act	Page
	Requests Governor to furnish statement re Members of Senate or House who were either Officers or Employees of State Departments or Institutions.	20.
6	Re Compensation for Janitors.	26, 43.

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FIRST LEGISLATIVE DAY

House of Representatives, Helena, Montana, January 22, 1924

Pursuant to the Proclamation of His Excellency The Governor and to the Law in such cases, made and provided, the House of Representatives of the Eighteenth Legislative Assembly of the State of Montana in Extraordinary Session assembled, was called to order by the Speaker, the Honorable Calvin Crumbaker at 9 o'clock A. M., Tuesday, the 22nd day of January, 1924.

Prayer by the Chaplain.

The Honorable Frank L. White, Representative from Lake County presented himself at the bar of the House, presented his certificate of election and took and subscribed to the Oath of Office.

Upon roll call all members were to be present except Boorman, Bricker, Buchanan, Gillin and Perrine, absent. There were two vacancies, Gillette having resigned and Tawney having died since the regular session.

It was moved by Swift, duly seconded and carried, that the organization, joint rules and order of business and standing committees of the Eighteenth Regular Session be, in so far as applicable, the organization, joint rules and order of business and standing committees respectively of the Eighteenth Extraordinary Session.

It was moved by Swift, duly seconded and carried, that the Committee on House Employees be instructed to procure such employees as might be needed from the persons now on the State pay-roll at the State Capitol in so far as possible.

It was moved by Swift, duly seconded and carried, that a Committee of three be appointed to notify his Excellency The Governor that the House was assembled in Extraordinary Session and ready to receive such messages as he might wish to deliver.

Mr. Speaker appointed Bernard, Hoffman and Brandjord as the members of said Committee.

It was moved by Swift, duly seconded and carried that a Committee of three be appointed to notify the Honorable Senate that the House was assembled in Extraordinary Session, duly organized and ready to transact business.

Mr. Speaker appointed Gullidge, Facey and Oker as such Committee.

The Committee from the Senate presented itself at the bar of the House and announced that the Senate was duly organized and ready for the transaction of business.

The Committee appointed to notify the Governor that the House was duly organized and ready for business reported its duty performed and thereupon was discharged.

At this time the Sergeant-at-Arms of the Senate appeared before the bar of the House and announced that the Senate was prepared to convene in Joint Session, whereupon the members of the Senate occupied seats with members of the House.

JOINT SESSION

Lieutenant-Governor in the Chair

The Secretary of the Senate called the roll of the Senate and the Clerk of the House called the roll of the House.

A quorum of above bodies being present, the joint session convened.

Moved by Senator Haley, duly seconded and carried, that a Committee of three be appointed to notify the Governor that the Senate and House were convened in joint assembly and were ready to receive his message. The Lieut-Governor appointed Senator Duncan and Representatives Swift and Denny as the said Committee.

The Sergeant-at-Arms of the Senate announced that the Governor was now ready to deliver his message to the Joint Assembly, whereupon His Excellency Joseph M. Dixon appeared at the bar of the House, was escorted to the desk of the Chief Clerk and delivered to the Joint Assembly his message as follows:

"Members of the Eighteenth Legislative Assembly:

"On January Fifteenth I issued the following proclamation:

"WHEREAS, The Constitution of the State of Montana makes it the duty of the Governor to convene the Legislative Assembly in extraordinary Session, when, in his judgment, the necessity for such action shall have arisen;

AND WHEREAS, A majority opinion of the Supreme Court of the State has recently held that the actions, taken by the Governor in his vetoes of certain legislative appropriations made at the last regular session of the Legislative Assembly, are null and of no legal effect, and that certain of the legislative appropriations not having received the full executive approval, no legal appropriations are now available for carrying on the work of many indispensable departments of State Government;

AND WHEREAS, The state warrants that have been regularly issued against such appropriations since June 30, 1923, are now invalid and the credit of the state has been brought into question;

AND, It appearing to me that under these recited conditions a grave emergency now confronts the State, which can only be remedied by prompt action of its Legislative Assembly;

NOW, THEREFORE, I, Jos. M. Dixon, Governor of the State of Montana, under and by virtue of the authority vested in me by the Constitution, do hereby convene the Eighteenth Legislative Assembly in Extraordinary Session at the City of Helena, Montana, the Capital of the State, at the hour of nine o'clock A. M. on

TUESDAY, THE TWENTY-SECOND DAY OF JANUARY, A. D. 1924, for the purpose of considering the legislation hereinbefore referred to, the same being the enactment of such appropriation laws as have been rendered nugatory and void by the said majority decision of the Supreme Court, and for the validating of all warrants that have been regularly issued against said appropriations."

You have now assembled in response thereto.

One week prior to the adjournment of the last regular session of the Legislature, in view of the information then current that appropriation bills would largely exceed the state's revenues for the coming biennium, I felt constrained to call the attention of the Joint Assem-

bly, by special message, the express provision of the Constitution of the State that prohibits the Legislature from making appropriations in excess of the yearly revenues. In so doing, I was not unaware of the fact that every Legislature that had met during the past seven years had undoubtedly violated this mandatory provision of the Constitution when making the annual appropriations for carrying on the work of the various state institutions, while laboring under the hope that in some way or other means would finally be found by the administrative state officials to close the ever widening breach between revenues and appropriations.

In the special message, I then said, and I now repeat:

'I know of no legerdemain of finance whereby executive officers can coin dollars out of thin air, even under the direction of legislative appropriation bills made against an empty state treasury.'

With a full appreciation of the pressure brought upon the members of every legislature from individuals, organizations, and institutions, demanding appropriations from you for various purposes, nearly all of which are in themselves highly meritorious and desirable, at the same time we are confronted with the cold fact that the yielding to these importunate demands during the past seven years has brought us to the edge of a financial precipice.

After the adjournment of the regular session last March, I found that the appropriations made by the Legislature, against the General Fund, totaled the sum of \$3,844,705 for the ensuing fiscal year, and an approximate similar sum for the second fiscal year.

Under the belief that these sums so appropriated were far in excess of any revenue possible for that same period, I addressed a letter of inquiry to the State Treasurer and Auditor for their official estimate of the revenues for the two year period in question. On March thirteenth, they joined in a written statement to me that the probable revenues would be insufficient to meet these appropriations, thereby creating a deficit of \$368,530 for the first fiscal year and a similar deficit for the second year of the biennium.

Faced with this acute situation, I did what seemed to me to be the only sane thing to do under the circumstances and gave the various appropriation bills a percentage veto cut, averaging about 10 per cent of the total, thus reducing the total appropriations, as made by you, about \$616,000.

In taking this action, I followed the course pursued by the Governors of Pennsylvania and other states. In the former state, the constitutional provision was exactly the same as our own. In that state and in others the courts had sustained the action of their governors in making percentage veto cuts in appropriation bills. It seemed to me reasonable that if the constitutional provision empowers the Governor with the unquestioned right of veto to 100 per cent of an item in an appropriation bill, every rule of reason and logic would sustain the veto power to 10 per cent of the whole.

But a majority opinion of the Supreme Court, rendered on January eleventh, has held otherwise, and that Court is the final arbiter in the matter.

In the light of the actual experience of the operations of the various state institutions and departments, I am confident that they can each operate successfully under the percentage cuts that I thus attempted to give the various appropriations.

The Chancellor of the University has informed me that the four units of the Greater University, notwithstanding the great increase in the number of students, have adjusted their budgets of expenditures in conformance with the veto action last March, and that they will be able to still carry on their work.

All other heads of institutions and offices, with whom I have discussed the matter during the months that intervened prior to the decision of the Court, assured me that they also could successfully operate under the reduced amounts that they then had accepted as final.

The fact that the actual receipts of the State Treasury for the calendar year 1923 have only totaled \$3,125,355, as against the "estimated" total of \$3,656,475, made by the State Treasurer and Auditor last March for the fiscal year, should be a most potent argument against new appropriations at this time in excess of the total amount of the appropriations made at the regular session, after deducting the \$616,000 that I tried to eliminate by the veto.

In this connection, it is only fair to say, however, that under the new semi-annual tax paying system, only 58 per cent of the total tax levies were paid in November, while 42 per cent, less delinquencies, will be paid in May. It should also be borne in mind that \$99,894 of the treasury receipts for the calendar year 1923 arose from a transfer to the General Fund of that amount from the excess levy that had been made for retiring the \$500,000 War Defense Bonds authorized by the Special Session of the Legislature in March, 1918.

If we now deduct from the actual treasury receipts for the calendar year 1923, the \$99,894 that accidentally accrued by the transfer of the excess levy for the payment of the War Defense Bonds and add the estimated \$630,000 balance, due in May from the semi-annual tax that was heretofore payable in November, we will have a sum total of \$3,656,461, which closely corresponds to the "estimated" yearly revenue as made by the Treasurer and Auditor last March.

Of course, it is of imperative importance to the credit of Montana and its people that all warrants heretofore issued by the Auditor against the supposedly valid appropriations made at the regular session be now validated, and all just claims for services rendered or supplies furnished to the state, that are awaiting audit and payment against any appropriations made at the last regular session, be now made legal charges against the new appropriations that will be made by you in lieu of these appropriations that are now void under the decision of the Court.

Many other matters of seeming importance have been brought to my attention, in the hope that I would lay them before you for your present consideration, but, in view of the exigencies of the situation, I have felt impelled to refrain, under the belief that they can be acted upon at the next regular legislative session.

It is a source of some satisfaction to now be able to convey to you the many offers that have been made of free clerical service to the Legislative Assembly by various state employees and private citizens for any work that you may see fit to assign them during this special session.

In the full belief that we have all met this morning imbued with the one thought to render the State material service in this, its hour of need, I indulge in the hope that we can do all things necessary to be done in the premises before the close of one legislative day, and thus establish a record of achievement in all the annals of legislative sessions. Should we succeed in so doing, I am certain that such action will meet with the overwhelming approbation of the people of Montana."

At the conclusion of his Excellency's address, he was escorted to his chambers by the Committee previously appointed.

It was moved by Senator Haley duly seconded and carried, that the Joint Assembly dissolve and that the Senate repair to the Senate Chamber.

HOUSE RESUMED

Mr. Speaker in the Chair.

The Speaker referred to the Committee on Mileage and Per Diem the arrangements of mileage and per diem for the members for the Extraordinary Session.

Moved by Gullidge, duly seconded and carried, that a Committee of three be appointed to draft suitable resolutions in memory of the late George P. Tawney.

The Speaker appointed Gullidge, Brandjord and Strange as members of the said Committee.

Moved by Gullidge duly seconded and carried that C. J. McAllister be appointed Acting Chief Clerk of the Extraordinary Session of the Eighteenth Legislative Assembly.

Moved by Gullidge, duly seconded and carried, that C. B. Lamb be appointed Acting Enrolling Clerk of the Extraordinary Session of the Eighteenth Legislative Assembly.

Moved by Gullidge, duly seconded and carried, that Robert M. Myhrvold be appointed Acting Engrossing Clerk of the Extraordinary Session of the Eighteenth Legislative Assembly.

INTRODUCTION OF BILLS AND MEMORIALS

Upon the request of Buell, unanimous consent was given to the introduction of the following appropriation bills, without previous notice, and the following bills were introduced, read first and second time, and referred to Committees as follows:

House Bill No. 1, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Departments of the State of Montana for the period beginning July 1st, 1923 and ending June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 2, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation and maintenance of certain boards, commissions and departments of the State of Montana for the period beginning July 1st, 1923, and ending June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 3, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation and maintenance of the State Board of Equalization for the period beginning July 1st, 1923 and ending June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 4, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act to appropriate money for the operation and maintenance of certain of the State Boards and Commissions of the State of Montana for the period beginning July 1st, 1923 to June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 5, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1923, and ending June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 6, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for the period beginning July 1st, 1923, and ending June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 7, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for

the period beginning July 1st, 1923 and ending June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 3, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act to appropriate money for the Construction of a Children's pavilion at the State Tuberculosis Sanitarium at Warm Springs.'" (Committee on Appropriations.)

House Bill No. 9, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act to appropriate money for the operation and Maintenance of certain of the State Boards and Commissions of the State of Montana for the period beginning July 1st, 1923 to June 30, 1925.'" (Committee on Appropriations.)

House Bill No. 10, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for the period beginning July 1st, 1923, to June 30th, 1925.'" (Committee on Appropriations.)

House Bill No. 11, by Committee on Appropriations: "A Bill for An Act entitled: 'An Act appropriating money for the operation, maintenance and payment of training expenses of the work of Vocational Rehabilitation.'" (Committee on Appropriations.)

Upon the request of Kenyon, the following bill was introduced without previous notice, read first and second times, and referred to the Committee on Judiciary:

House Bill No. 12, by Kenyon: "A Bill for An Act entitled: 'An Act to validate all warrants issued by the State Auditor of the State of Montana since July 1st, 1923, for the payment of which no appropriation was made at the session of the Legislative Assembly which convened the first Monday in January, 1923, because of the failure of the Governor to approve certain items of the appropriation bills passed at said session.'" (Committee on Judiciary.)

The following resolution was introduced and read:

"RESOLUTION

WHEREAS, The All Mighty Creator in his wisdom has called from our midst one of our esteemed coworkers, the Honorable George P. Tawney of Ravalli County, and

WHEREAS, Our separated friend and fellow worker exemplified in a conspicuous way the finest type of true manhood and American citizenship, and

WHEREAS, we deeply feel the loss of his wise counsel, his inspiring patriotism, and his willing service to this Legislative Assembly, and to the State of Montana,

NOW, THEREFORE, be it resolved that we, the Eighteenth Legislative Assembly of the State of Montana, assembled in Extraordinary Session, express our profound sorrow over his removal from our midst and extend to his bereaved family and mourning relatives and friends our heartfelt sympathy and expressions of our highest esteem.

GULLIDGE,
BRANDJORD,
G. B. STRANGE."

Upon motion of Gullidge, duly seconded and carried, the resolution was adopted:

The following resolution was introduced, read first and second times and referred to the Committee on Appropriations:

RESOLUTION.

RESOLVED, that the State Board of Examiners and State Auditor prepare and submit to the House, for its use in considering appropriation bills now introduced, a statement of all outstanding warrants issued and outstanding against the appropriations sought to have been made by the Eighteenth Legislative Assembly, and which were held to be invalid and void, because of failure of the Governor to approve the same, such statement to be separately listed as to each appropriation so held to be invalid, and such statement to give names to whom warrants were drawn, the amount and for what purpose warrants were issued, and

RESOLVED, further, that the State Board of Examiners shall also prepare and submit to the House for its information, a statement of all claims on file with said State Board of Examiners, which have not yet been approved, and for which no warrants have been issued, giving names of claimants, amounts claimed, and general statement for what purpose claims are made, and against what department, board or office."

Upon the request of Stoner, the House reverted to

REPORTS OF STANDING COMMITTEES.

The following reports of Committees were received and read:

"Mr. Speaker:

"We your committee on House Employees respectfully recommend that the following named be employed for the positions hereinafter specified:

May Reddington	Stenographer,
Elsie Goodyer	"
Mrs. Langdorf,	"
Hazel McLaughlin,	"
Margaret Williams,	"
Miss Commers	"
Miss Baxter	"
James Stevens	Proof Reader,
Andrew Johnson	Door Keeper,
C. W. Andersen	Door Keeper,
Murray Gaw	Asst. to Chief.
STONER,	
Chairman."	

Thereupon all employees and attaches swore and subscribed to the oath of office.

Upon motion of Stoner, report adopted.

"Mr. Speaker:

We, your Appropriations Committee, having had under consideration House Bill No. 1: "A Bill for an Act entitled: 'An Act Appropriating Money for the operation and maintenance of certain of the State Departments of the State of Montana for the period beginning July 1st, 1923 and ending June 30th, 1925.'" respectfully report as follows: That House Bill No. 1 do pass."

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 2: "A Bill for an Act entitled: 'An Act Appropriating money for the operation and maintenance of certain of the Boards, Commissions and departments of the State of Montana for the

period beginning July 1st, 1923, and ending June 30th, 1925.'" respectfully report as follows: That House Bill No. 2 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 3: "A Bill for an Act entitled: 'An Act Appropriating money for the operation and maintenance of the State Board of Equalization for the period beginning July 1st, 1923, and ending June 30th, 1925.'" respectfully report as follows: That House Bill No. 3 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 4: "A Bill for an Act entitled: 'An Act Appropriating money for the operation and maintenance of certain of the Boards, commissions and departments of the State of Montana for the period beginning July 1st, 1923 and ending June 30th, 1925.'" respectfully report as follows: That House Bill No. 4 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

Moved by Swift, duly seconded and carried that the House recess until 2:30 p. m.

AFTERNOON SESSION.

House resumed at 2:30 p. m. pursuant to motion for recess.
Speaker in the Chair.

INTRODUCTION OF BILLS AND MEMORIALS.

The following bills were introduced, read first and second time, and referred to Committees as follows:

H. B. No. 13, by Committee on Appropriations:

"A Bill for an Act entitled: 'An Act appropriating money for operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1st, 1923 and ending June 30th, 1925.'" (Committee on Appropriations).

H. B. No. 14, by Committee on Appropriations:

"A Bill for an Act entitled: 'An Act to appropriate Money for the payment of mileage and per diem of the members of the Eighteenth Legislative Assembly Special Session; for the payment of the per diem of the officers and attaches and the incidental expenses of the Eighteenth Legislative Assembly Special Session of the State of Montana.'" (Committee on Appropriations).

With unanimous consent, the House referred to:

REPORTS OF STANDING COMMITTEES.

The following reports of Committees were received and read:

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 5: "A Bill for an Act entitled: 'A Bill for an Act

appropriating money for the operation and maintenance of certain of the boards, commissions and departments of the State of Montana for the period beginning July 1st, 1923 and ending June 30th, 1925." respectfully report as follows: That House Bill No. 5 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 6: "A Bill for an Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the state institutions of the State of Montana for the period beginning July 1st, 1923 to June 30th, 1925.'" respectfully report as follows: that House Bill No. 6 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 7: "A Bill for an Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for the period beginning July 1st, 1923 to June 30th, 1925.'" respectfully report as follows: That House Bill No. 7 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 9: "A Bill for an Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1st 1923 and ending June 30th, 1925.'" respectfully report as follows: That House Bill No. 9 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 13: "A Bill for an Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1st, 1923 and ending June 30th, 1925.'" Respectfully report as follows: That House Bill No. 13 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 11: "A Bill for an Act entitled: 'An Act Appropriating money for the operation, maintenance and payment of training expenses of the work of vocational rehabilitation.'" Respectfully report as follows: That House Bill No. 11 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 10: "A Bill for an Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the state institutions of the State of Montana for the period beginning July 1st, 1923 to June 30th, 1925.'" Respectfully report as follows: That House Bill No. 10 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

"Mr. Speaker:

We, your Committee on Appropriations having had under consideration House Bill No. 8: "A Bill for an Act entitled: 'An Act to appropriate money for the construction of a Children's Pavilion at the State Tuberculosis Sanitarium at Galen, Montana.'" Respectfully report as follows: That House Bill No. 8 do pass.

BUELL,
Chairman."

Upon motion of Buell, report adopted.

The following report from the Committee on Mileage and Per Diem was received, and upon motion of Flynn, duly seconded and carried, the same was considered read and was adopted:

"Mr. Speaker:

We, your Committee, on Mileage and Per Diem, beg leave to submit the following report, indicating the number of miles traveled by the following members of the House and the sums due them therefor:

Name.	City.	Miles.	Amount.
Andrews, John T.	Butte	146 at 10c	\$ 14.60
Andrus, W. W.	Miles City	770 at 10c	77.00
Armstrong, Bert	Livingston	246 at 10c	24.60
Arnold, W. P.	Richey	1136 at 10c	113.60
Baker, Frank	Chester	480 at 10c	48.00
Benedict, Joseph	Billings	478 at 10c	47.80
Bergstrom, Theo.	Willard	1008 at 10c	100.80
Bernard, P. N.	Kalispell	504 at 10c	50.40
Berryman, John J.	Billings	478 at 10c	47.80
Bohling, John B.	Dutton	270 at 10c	27.00
Bosley, G. A.	Great Falls	198 at 10c	19.80
Brandjord, I. M.	Ronan	368 at 10c	36.80
Bray, Robert	Big Timber	314 at 10c	31.40
Buell, H. S.	Bozeman	196 at 10c	19.60
Burke, J. D.	Lewistown	422 at 10c	42.20
Buttelman, Wm. H.	Willow Creek	174 at 10c	17.40
Cady, William M.	Libby	932 at 10c	93.20
Caplis, Jno. T.	Butte	146 at 10c	14.60
Carlson, Barney	Prairie Elk	1208 at 10c	120.80
Carlson, C. E.	Bozeman	196 at 10c	19.60
Cavanaugh, P. J.	Butte	146 at 10c	14.60
Clarke, Walter E.	Forsyth	680 at 10c	68.00
Cowley, Stephen J.	Great Falls	198 at 10c	19.80
Cronk, John C.	Coburg	560 at 10c	56.00
Crumbaker, Calvin	Missoula	240 at 10c	24.00
Davis, G. T.	Carlyle	1050 at 10c	105.00
Davis, O. P.	Lewistown	422 at 10c	42.20
Dean, William	Livingston	246 at 10c	24.60
Dell, Wm.	Luther	620 at 10c	62.00
Denny, I. G.	Butte	146 at 10c	14.60
Duffy, James L.	Havre	444 at 10c	44.40
Elliott, Charles H.	Missoula	240 at 10c	24.00

Name.	City.	Miles.	Amount.
English, M. J.	Butte	146 at 10c	14.60
Facey, Florence Kerr.....	Malta	618 at 10c	61.80
Flynn, W. P.	Miles City	770 at 10c	77.00
Fulsher, Dr. Fred R.	Saltese	444 at 10c	44.40
Goodman, E. H.	Townsend	66 at 10c	6.60
Gullidge, A. O.	Terry	850 at 10c	85.00
Hamilton, Mrs. W. W.	Dodson	592 at 10c	59.20
Hanson, Fred	Scobey	1182 at 10c	118.20
Harris, Orville	White Sul. Spgs.	258 at 10c	25.80
Hawley, Herb C.	Harlowton	296 at 10c	29.60
Hoffman, Joseph	Reed Point	362 at 10c	36.20
Holton, Albert	Cohagen	900 at 10c	90.00
Joffray, E. N.	Clancy	28 at 10c	2.80
Johnson, A. B.	Denton	404 at 10c	40.40
Kelly, Pat A.	Butte	146 at 10c	14.60
Kelly, Robert	Conrad	336 at 10c	33.60
Kennedy, J. D.	Philipsburg	190 at 10c	19.00
Kenyon, D. C.	Chinook	486 at 10c	48.60
Kinville, Sam.	Butte	146 at 10c	14.60
Larsen, A. T.	Dagmar	1092 at 10c	109.20
Larson, L. S.	Fairview	1058 at 10c	105.80
Lease, N. T.	Great Falls	198 at 10c	19.80
Leavens, Robert	Billings	478 at 10c	47.80
Lemmon, C. A.	Anaconda	198 at 10c	19.80
McAfee, J. H.	Kalispell	504 at 10c	50.40
McCarty, Mrs. Catherine			
Calk	Glendive	926 at 10c	92.60
McCormack, W. S.	Kalispell	504 at 10c	50.40
McLeod, Angus B.	Butte	146 at 10c	14.60
Maury, Lowndes	Butte	146 at 10c	14.60
Murphy, C. F.	Anaconda	198 at 10c	19.80
Mushbach, J. E.	Red Lodge	534 at 10c	53.40
Myrick, H. D.	Square Butte	340 at 10c	34.00
Nelson, Frank	Potomac	280 at 10c	28.00
O'Connell, W. H.	Kalispell	504 at 10c	50.40
Ostby, James M.	McCabe	1008 at 10c	100.80
Peden, W. A.	Hardin	594 at 10c	59.40
Pilgeram, Wm. P.	Armstrong	248 at 10c	24.80
Pope, Walter	Missoula	240 at 10c	24.00
Rasmussen, Anton	Lavina	388 at 10c	38.80
Ridle, M. D.	Shelby	400 at 10c	40.00
Rodgers, Henry G.	Dillon	284 at 10c	28.40
Roseow, Jessie	Butte	146 at 10c	14.60
Ruffcorn, Wm. M.	Glasgow	748 at 10c	74.80
Sandy, B. B.	Elgin	1062 at 10c	106.20
Scharnikow, Edward	Deer Lodge	124 at 10c	12.40
Seidensticker, Fred	Twin Bridges	264 at 10c	26.40
Smethurst, Walter	Klein	440 at 10c	44.00
Spencer, J. T.	Bridger	504 at 10c	50.40
Stoddard, Si	Anaconda	198 at 10c	19.80
Stoner, Clair	Outlook	1122 at 10c	112.20
Strange, G. B.	Stevensville	300 at 10c	30.00
Swift, Charles R.	Hysham	676 at 10c	67.60
Taylor, T. T.	Lewistown	422 at 10c	42.20
Terrett, Julian	Brandenberg	800 at 10c	80.00
Tierney, Wm. P.	Paradise	376 at 10c	37.60
Troy, T. J.	Havre	444 at 10c	44.40

White, Frank L.	Seines	430 at 10c	43.00
Wold, Ole M.	Laurel	446 at 10c	44.60
Zuck, John Q.	Lundville	1208 at 10c	120.80
Total			\$4286.00

Respectfully submitted,

(Signed) WILLIAM P. FLYNN,
A. T. LARSEN,
W. E. CLARKE,
FRANK NELSON,
W. H. O'CONNELL.

January 22, 1924.

We, the undersigned, hereby certify that the above and foregoing is a true and correct copy of the roll of the membership of the House of Representatives, of the 18th Extraordinary Assembly, and the amount which they are severally entitled to for the number of miles traveled by the members of the House as reported by the Committee of Mileage.

(Signed) CALVIN CRUMBAKER,
Speaker of the House of Representatives,

(Signed) PERCY DODDS,
Sergeant-at-Arms of the House of Representatives,

(Signed) C. J. McALLISTER,
Chief Clerk of the House of Representatives."

With unanimous consent, the House referred to communications from the Senate.

The following communications were read from the Senate:

"January 22, 1924.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that pursuant to the call of his Excellency, the Governor, Joseph M. Dixon, the Senate of the Eighteenth Legislative Assembly, convened in Extraordinary Session at 9:00 o'clock a. m., this day. Roll call having been taken, a quorum found present, on motion of Senator Haley, the President appointed Senators Harmon, Oliver and Peterson as a Committee to notify the Governor that the Senate was organized and ready for business. Senators Speer, Adams and Stewart of Meagher were appointed by the President to notify the House that the Senate was duly organized and ready for business.

At the direction of the President, the Secretary administered the oath of office to James H. Lyle, Senator from Lake County, who subscribed to same.

Moved by Senator Haley, duly seconded and carried, that the joint rules of the Eighteenth Legislative Assembly be adopted as the joint rules of the Extraordinary Session of the Eighteenth Legislative Assembly by and with the concurrence of the House of Representatives.

Moved by Senator Haley, duly seconded and carried, that the rules of the Eighteenth Legislative Assembly, be adopted as the rules of the Extraordinary Session of the Eighteenth Legislative Assembly and that the organization of the Eighteenth Legislative Assembly, including only the Secretary, Journal Clerk and Sergeant-at-Arms, be adopted, and that the Committee on Employees be authorized to arrange for any further help necessary to conduct the business of the Extraordinary Session of the Eighteenth Legislative Assembly.

Respectfully yours,

(Signed) FRANK CONE,
Secretary of the Senate."

"January 22, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senator Esp, Chairman of the Mileage and Per Diem Committee, this day submitted a report on mileage of the members of the Senate. The report was adopted.

Senator Griffin, Chairman of the Committee on Employees, submitted the following report, containing list of employees selected for the Senate:

Secretary of Senate	Frank Cone.
Sergeant-at-Arms.....	John Allen, Bob Hill.
Chaplain	Rev. John Chirgwin.
Bill Clerk	Margaret Walsh.
Engrossing Clerk	Dorothy O'Leary.
Enrolling Clerk	W. B. McLaughlin.
Journal Clerk	Edwin Bailey.
Door Keepers	George Cook, Harry G. Ketchum.
Stenographers.....	Ethel Brownlow, Agatha Schulton.
Page	Horrell Coulter.

Senator Griffin moved that the Senate accept the services of those State Capitol employees in the above list who had volunteered their services free of charge, but that the regular attaches, listed above, who were employed in the Senate during the Eighteenth Legislative Assembly, be given the usual compensation paid these employees. Motion duly seconded and carried. The report containing the above list of employees was then adopted.

Respectfully,

FRANK CONE,

Secretary of the Senate."

With unanimous consent, the House reverted to

REPORTS OF STANDING COMMITTEES.

The following reports of Committees were received and read:

"Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Bill No. 14: "A Bill for an Act entitled: 'An Act to appropriate money for the payment of mileage and per diem of the members of the Eighteenth Legislative Assembly Special Session; for the payment of the per diem of the officers and attaches and the incidental expenses of the Eighteenth Legislative Assembly Special Session of the State of Montana.'" Respectfully report as follows: That House Bill No. 14 do pass.

BUELL,

Chairman."

Upon motion of Buell, report adopted.

Moved by Gullidge duly seconded and carried, that the House Adjourn at this time, 4:30 p. m. in honor of the memory of the late George P. Tawney, to reconvene at 10 o'clock a. m. Wednesday, January 23rd.

C. J. McALLISTER,

Chief Clerk.

CALVIN CRUMBAKER,

Speaker of the House.

SECOND LEGISLATIVE DAY.

House of Representatives,
January 23, 1924.

Pursuant to Adjournment, House convened at 10 a. m.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Upon roll call, all members were present, except: Boorman, Bricker, Buchanan, Caplis, Gillin and Perrine.

Quorum present.

The Committee on Journal reported as follows:

“January 23, 1924.

“Mr. Speaker:

We, your Committee on Journal respectfully report that we have examined the Journal for the First Legislative Day and find the same to be correct.

(Signed) JOHN Q. ZUCK,
Acting Chairman.”

Upon motion of Zuck, report adopted.

COMMUNICATIONS AND PETITIONS.

The Committee on Printing reported as follows:

“January 23, 1924.

We your committee on printing wish to report that House Bills No. 1, 3, 5, 7 have this day been returned correctly printed.

(Signed) BRAY,
Chairman.”

REPORTS OF STANDING COMMITTEES.

The following report of standing committees was received and read:

“January 22, 1924.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Resolution No. 2 by Scharnikow, “Requesting a list of all claims and warrants covered by appropriations declared invalid,” Respectfully report as follows: That House Resolution No. 2 be amended as follows

“That in line nine after the word “invalid” strike out the words, “and such statement to give names to whom warrants were drawn, the amount and for what purpose warrants were issued,” and in lieu thereof substitute the words “and such statement to give a summary of the total amount of warrants issued and outstanding against each of the specific appropriations above mentioned.”

That in line 16 after the word “issued,” strike out the words “giving names of claimants, amounts claimed, and general statement for what purpose claims are made,” and insert in lieu thereof the words “giving the amounts of claims now on file.” and do pass as amended.

BUELL,
Chairman.”

Upon motion of Buell, report adopted.

MOTIONS AND RESOLUTIONS.

The following resolution was received and read:

“Mr. Speaker:

I move that for the purpose of bringing the appropriations now before this house within the limits prescribed and fixed by Section 12

of Article Twelve of the Constitution of this State, all appropriation bills now before the house be re-referred to the Committee on Appropriations with instructions to make a total reduction in the appropriations from the general fund for the fiscal year ending June 30th, 1925, of not less than One Hundred Thousand Dollars (\$100,000.00); provided, however, that no reductions shall be made in the appropriations for the four educational institutions of the state constituting the Greater University of Montana, for the reason that the appropriations now carried in these bills for these institutions do not materially exceed the revenues especially provided for these institutions by the laws of the State.

BRANDJORD."

Motion referred to Committee on Appropriations.

Moved by Swift, duly seconded and carried, that the House resolved itself into a Committee of the Whole for consideration of general orders.

GENERAL ORDERS.

Wold in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"January 23, 1924.

Mr. Speaker:

We, your Committee of the Whole, having had under consideration Bills on General Orders, respectfully report progress.

O. M. WOLD,
Chairman."

Upon motion of Wold, report adopted.

With unanimous consent, the House reverted to

MOTIONS AND RESOLUTIONS.

Moved by Scharnikow, duly seconded and carried that the Scharnikow resolution of yesterday, reported back by the Committee on Appropriations this morning with amendments, be adopted as amended.

The following resolution was received and read

"Mr. Speaker:

Resolved, that the Committee on Appropriations be required to furnish to the House the aggregate amount of all appropriations provided for in the various appropriation bills introduced.

GOODMAN."

Upon motion of Goodman, report adopted.

Moved by Smethurst, duly seconded and carried, that the House recess until 2:00 p. m.

AFTERNOON SESSION.

House resumed at 2:45 p. m.

Mr. Speaker in the chair.

Representative Perrine appeared and took his seat.

Upon request of Kenyon, House reverted to

REPORTS OF STANDING COMMITTEES.

The Committee on Printing reported as follows:

"January 23, 1924.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 2, 4, 6, 8, 9, 10, 11, 13, and 14, beg leave to report that the same have this date been returned from the printer correctly printed.

BRAY,
Chairman."

The Committee on Judiciary reported as follows:

"Mr. Speaker:

Your Committee on Judiciary having had under consideration House Bill No. 12: "A Bill for an Act entitled: 'An Act to validate all warrants issued by the State Auditor of the State of Montana, since July 1st, 1923, for the payment of which no appropriation was made at the session of the Legislative Assembly which convened the first Monday in January, 1923, because of the failure of the Governor to Approve certain items of the appropriation bills passed at said Session,'" respectfully report as follows:

That House Bill No. 12 do not pass, but has substituted for House Bill No. 12 introduced by the Committee on Judiciary entitled:

"A Bill for an Act entitled, 'An Act to validate all warrants issued by the State Auditor of the State of Montana, since June 30th, 1923, for the payment of which no appropriation was made at the Session of the Legislative Assembly which convened the first Monday in January, 1923, because of the failure of the Governor to approve certain items of the Appropriation Bills passed at said Session, and providing for a method of approving and paying the same.'" Do pass.

KENYON,
Chairman."

Upon motion of Kenyon, report adopted.

Substitute for H. B. No. 12, by Committee on Judiciary as follows:

"A Bill for an Act entitled, "An Act to Validate all Warrants issued by the State Auditor of the State of Montana, since June 30th, 1923, for the payment of which no appropriation was made at the Session of the Legislative Assembly which convened the First Monday in January 1923, because of the failure of the Governor to approve Certain Items of the Appropriation Bills passed at said Session, and providing for a method of approving and paying same.'" was introduced and read first and second times, and referred to Committee on Printing.

A majority of the Committee on Appropriations reported as follows:
"Mr. Speaker:

We, the majority of your committee on appropriations having had under consideration Resolution by Brandjord respectfully report as follows: That Resolution by Brandjord do pass.

CARLSON of Gallatin.
ELLIOTT of Missoula,
KELLY of Pondera,
JULIAN TERRETT of Powder River,
LOBLE of Lewis and Clark,
DUFFY of Hill,
McCARTY of Dawson."

A minority of the Committee on Appropriations reported as follows:

"Mr. Speaker:

We, the minority of your Committee on Appropriations having had under consideration Resolution by Brandjord respectfully report as follows: That Resolution by Brandjord do not pass.

O. M. WOLD,
N. T. LEASE,
JOE HOFFMAN,
ALBERT JOHNSON,
H. C. HAWLEY,
J. C. CRONK,
BUELL,

Chairman."

Moved by Carlson of Gallatin and duly seconded that the majority report be adopted. Moved by Wold as a substitute, and duly seconded that the minority report be adopted.

Carlson of Gallatin, duly seconded, demanded a roll call.

The roll being called, the motion to adopt the minority report carried, the vote being as follows:

Ayes: Andrus, Arnold, Baker, Bernard, Berryman, Bohling, Bray, Buell, Cady, Carlson of McCone, Clarke, Cronk, Davis of Wibaux, Facey, Flynn, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Johnson, Kennedy, Kenyon, Larson of Richland, Lease, Leavens, McAfee, McCormack, McLeod, Myrick, Ostby, Peden, Perrine, Pilgeram, Rodgers, Ruffcorn, Sandy, Seidensticker, Smith, Spencer, Strange, Swift, Taylor, Troy, White, Wold, Mr. Speaker. Total—49.

Noes: Andrews, Armstrong, Benedict, Bergstrom, Bosley, Brandjord, Burke, Buttelman, Caplis, Carlson of Gallatin, Cavanaugh, Cowley, Davis of Fergus, Dean, Dell, Denny, Duffy, Elliott, English, Fulsher, Goodman, Hamilton, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kinville, Larsen of Sheridan, Lemmon, Loble, McCarty, Maury, Murphy, Mushbach, Nelson, O'Connell, Oker, Pope, Rasmussen, Ridle, Roscow, Scharnikow, Smethurst, Stoddard, Stoner, Terrett, Tierney, Zuck, Total—47.

Absent and not voting: Boorman, Bricker, Buchanan, Gillin. Total—4.

Moved by Gullidge, duly seconded, that the House recess until 7:30 p. m.

Moved by Scharnikow, as an amendment to the motion of Gullidge, duly seconded and carried that the House adjourn until 10:00 o'clock a. m. Thursday, January 24, 1924.

The motion as amended carried, whereupon the House adjourned until 10:00 o'clock a. m. Thursday, January 24, 1924.

C. J. McALLISTER,

Chief Clerk.

CALVIN CRUMBAKER,

Speaker of the House.

THIRD LEGISLATIVE DAY.

House of Representatives,

January 24, 1924.

Pursuant to Adjournment, House convened at 10:20 a. m.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Upon roll call, all members were present, except:

The Committee on Journal reported as follows:

"January 24, 1924.

Mr. Speaker:

We, your Committee on Journal respectfully report that we have examined the journal for the Second Legislative Day and find the same to be correct.

JOHN Q. ZUCK,
Acting Chairman."

Upon motion of Zuck, report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Senate.

"January 23, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Haley, the Senate this day adjourned at 2:35 p. m. until 11 o'clock a. m. Thursday, January 24, 1924.

Respectfully yours,
FRANK CONE,
Secretary of the Senate."

The following statement of unpaid claims against General Fund Appropriations was read:

"Total Amount of Unpaid Claims against General Fund Appropriations in the Office of the State Board of Examiners January 22, 1924.

Tuberculosis Sanitarium	\$ 2,416.52
State University	32,845.93
Hospital for the Insane	26,190.98
Orphans Home	3,094.25
State Prison	10,139.09
Vocational School for Girls	1,535.98
Industrial School for Boys	3,818.69
School for Deaf and Blind	4,766.48
State Normal College	7,689.08
State Agricultural College	8,709.29
State School of Mines	1,259.41
Soldiers' Home	6,190.21
Farmers Extension Service	2,276.27
Agricultural College Sub-Stations	899.22
Agricultural Experiment Station	782.64
Governor's Office	24.95
Governor's Mansion	78.06
Secretary of State	608.60
Attorney General	207.80
State Treasurer	32.80
State Auditor	486.50
Supt. of Public Instruction	1,940.29
Supreme Court	77.60
Railroad Commission	591.72
Chancellor Expense	17.45
State Engineer	198.16
State Fair	1,443.27
Voyational Education	2.48
Civilian Re-Habilitation	649.30
Child and Animal Protection	63.17
Agriculture, Labor and Publicity	1,301.83
Banking Department	515.90
Livestock Commission	779.40
Capitol Building Maintenance	726.79
State Board of Examiners	10.40

Board of Equalization	477.36
State Accountant	38.24
Historical Library	365.68
Law Library	7.00
Register of State Lands	390.26
State Forester	325.16
Industrial Accident Board	16.48
Board of Health	695.57
Purchasing Agent	73.68
Adjutant General	2,138.31
Board of Entomology	243.82
Consolidated Boards	331.74
Board of Education	14.00
Board of Charities and Reform	13.29
Orthopedic Commission	1,213.00
Livestock Sanitary Board	1,234.17
Transportation of Prisoners	1,120.32
Requisitions	1,100.97
Expense of District Judges	995.23
	<hr/>
	\$132,864.79

MOTIONS AND RESOLUTIONS.

The following resolutions were received and read:

"RESOLUTION.

Recognizing the fact that it is our imperative duty to see that the business of the state is conducted in the most economical way, and in order to accomplish that purpose, be it therefore

Resolved that it is the wish of this Assembly that the Appropriation Committee be instructed to reduce all appropriations bills covering the year from July 1, 1924 to June 30, 1925 in the sum of three and one-fourth per cent ($3\frac{1}{4}\%$) of the amount of each item.

LEASE."

Moved by Lease, duly seconded, that resolution be adopted.

Moved by Scharnikow as a substitute, duly seconded and carried that said resolution be referred to Appropriations Committee.

Cowley asked unanimous consent that House receive and immediately consider the following resolutions, to which request there was no objection:

"Mr. Speaker:

I hereby move the adoption of the following resolution:

"Be it resolved that the House of Representatives in Extraordinary Session Assembled, that the Governor of this State do furnish to said house a full, true and correct statement and account of any and all moneys belonging to the University of Montana now in the revolving fund of said institution, or in the hands of any person whomsoever, for the use and benefit of said institution, and that said information be forthcoming, forthwith.

COWLEY."

Moved by Cowley, duly seconded, that the resolution be adopted.

Moved by Wold, as substitute, duly seconded, that the resolution be referred to the Committee on Appropriations.

Kelly of Pondera, duly seconded, demanded roll call, upon which roll call the substitute motion carried, the vote being as follows:

Ayes: Andrus, Arnold, Bernard, Berryman, Bowling, Brandjord, Buell, Buttelman, Cady, Carlson of McCone, Clarke, Cronk, Davis of Wi-

baux, Dell, Elliott, Facey, Flynn, Gullidge, Hanson, Harris, Hawley, Holton, Johnson, Kenyon, Larson of Richland, Lease, Leavens, McAfee, McCormick, McLeod, Myrick, Peden, Perrine, Pope, Rodgers, Ruffcorn, Sandy, Seidensticker, Smith, Spencer, Strange, Swift, Taylor, Troy, White, Wold, Mr. Speaker. Total—47.

Noes: Andrews, Armstrong, Baker, Benedict, Bergstrom, Bosley, Caplis, Cavanaugh, Cowley, Davis of Fergus, Dean, Denny, Duffy, English, Fulsher, Goodman, Hamilton, Hoffman, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kinville, Larsen of Sheridan, Lemmon, McCarty, Maury, Murphy, Mushbach, Nelson, Oker, Ostby, Pilgeram, Rasmussen, Ridle, Roscow, Scharnikow, Smethurst, Stoddard, Stoner, Terrett, Tierney, Zuck. Total—43.

Absent and not voting: Boorman, Bray, Bricker, Buchanan, Burke, Carlson of Gallatin, Gillin, Loble, O'Connell. Total—9.

"Mr. Speaker:

I move the adoption of the following resolution:

Be it resolved by the House of Representatives in Extraordinary Session assembled that the Governor of this State do herewith furnish the said House of Representatives a full and correct statement of any and all members of either the Senate or the House, who, at the beginning of this Extraordinary Session were either officers of said State, employees of said state, or in any of its departments or institutions, or officers or employees in any of the courts of said State.

COWLEY."

Upon motion of Cowley, duly seconded, report adopted.

Moved by Gullidge, duly seconded and carried, that the House recess until 12:00 o'clock M.

House resumed at 12:00 o'clock M.

Upon motion of Gullidge, duly seconded and carried, the House recessed until 1:30 p. m.

AFTERNOON SESSION.

House resumed at 1:45 p. m.

Mr. Speaker in the Chair.

Upon the request of Lease, with unanimous consent, House reverted to

REPORTS OF STANDING COMMITTEES.

A majority of the Committee on Appropriations reported as follows:

"January 24, 1924.

Mr. Speaker:

We, the majority of your Committee on Appropriations, having had under consideration Resolution by Lease, respectfully report as follows: That Resolution No. 3 by Lease, do pass.

LEASE,
JOHNSON,
HAWLEY,
CRONK,
HOFFMAN,
O. M. WOLD,
LEASE,

Vice-Chairman."

A majority of the Committee on Appropriations reported as follows:

"January 24, 1924.

Mr. Speaker:

We, the minority of your committee on Appropriations, had under consideration Resolution by Lease respectfully report as follows: That Resolution No. 3 by Lease, do not pass.

CARLSON of Gallatin
TERRETT of Powder River,
ELLIOTT of Missoula,
DUFFY of Hill."

Moved by Lease and duly seconded that the majority report be adopted.

Moved by Carlson of Gallatin, as a substitute, and duly seconded that the minority report be adopted.

Moved by Lemon, duly seconded, that the question of the adoption of the minority report be laid on the table.

Loble, duly seconded, demanded roll call.

Upon roll-call, the motion carried, the vote being as follows:

Ayes: Andrews, Arnold, Baker, Benedict, Bergstrom, Bernard, Bosley Brandjord, Buell, Burke, Buttelman, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Duffy, Elliott, English, Flynn Fulsher, Goodman, Gullidge, Hamilton, Hanson, Harris, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larsen of Sheridan, Lemmon, Loble, McCarty, McLeod, Maury, Murphy, Mushbach, Nelson, O'Connell, Oker, Ostby, Perrine, Pope, Rasmussen, Ridle, Rodgers, Roscow, Sandy, Scharnikow, Smethurst, Smith, Stoddard, Stoner, Terrett, Tierney, Troy, White, Zuck. Total—67.

Noes: Armstrong, Berryman, Bohling, Bray, Cady, Clarke, Facey, Hawley, Hoffman, Holton, Johnson, Larson of Richland, Lease, Leavens, McAfee, McCormack, Myrick, Peden, Pilgeram, Ruffcorn, Seidensticker, Spencer, Strange, Swift, Taylor, Wold, Mr. Speaker. Total—27.

Absent and not voting: Andrus, Boorman, Bricker, Buchanan, Gillin. Total—5.

Upon the request of Lemon, with unanimous consent, the House proceeded to

CONSIDERATION OF GENERAL ORDERS.

Moved by Lemmon, duly seconded and carried, that the House resolve itself into a Committee of the Whole, for the consideration of bills on General Orders.

Gullidge in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration, bills on General Orders, respectfully report as follows:

H. B. No. 1: Be amended as follows: By striking out Section three and renumbering section four to read Section Three. And when so amended, do pass.

H. B. No. 2: Be amended as follows: By striking out Section Three and renumbering Section Four to read Section Three.

And when so amended, do pass.

H. B. No. 3: Be amended as follows: By striking out Section Three and renumbering Section four to read Section Three.

And when so amended, do pass.

H. B. No. 4: Be amended as follows: By striking out Section Three and renumbering Section Four to read Section Three.

And when so amended, do pass.

That House Bill No. 5 be referred to the Committee on Appropriations.

GULLLIDGE,
Chairman."

Upon motion of Gullidge, report adopted.

Committee on Printing reported as follows:

"January 24, 1924.

Mr. Speaker:

We, your Committee on Printing, to whom was referred Substitute for H. B. No. 12, beg leave to report that the same has this date been returned from the printer correctly printed.

BRAY,
Chairman."

Upon motion of Gullidge, duly seconded and carried, the House recessed until 7:30 p. m.

EVENING SESSION.

House resumed at 7:40 p. m.

Mr. Speaker in the Chair.

Upon request of Gullidge, with unanimous consent, House reverted to

INTRODUCTION OF BILLS AND MEMORIALS.

House Bill No. 15, by the Committee on Appropriations, as follows: "A Bill for an Act entitled: 'An Act Appropriating Money for the operation of the Montana State Fair for the Period beginning July 1st, 1923, and ending June 30th, 1925, and amending Section 3645, Revised Codes of Montana of 1921 relating to Income and Earnings of the Montana State Fair, Providing that such Income and Earning shall be Turned Into the State General Fund,'" was introduced, read first and second times, and referred to the Committee on Appropriations.

Upon request of Gullidge, with unanimous consent, House reverted to

MOTIONS AND RESOLUTIONS.

Upon motion of Gullidge, duly seconded and carried House Bills, No. 1, 2, 3, and 4 were considered properly engrossed and placed on the calendar for third reading.

Upon request of Gullidge, with unanimous consent, House reverted to

THIRD READING OF HOUSE BILLS.

House Bill No. 1, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bray, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Clarke, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Elliott, English, Facey, Flynn, Gullidge, Hanson, Hawley, Hoffman, Holton, Joffray, Johnson, Kennedy, Kenyon, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, Mc-

Afee, McCormack, McLeod, Murphy, Mushbach, Myrick, Nelson, Oker, Ostby, Peden, Perrine, Pope, Rasmussen, Ridle, Rodgers, Roscow, Ruffcorn, Sandy, Seidensticker, Smith, Spencer, Stoner, Strange, Swift, Taylor, Tierney, Troy, White, Wold, Zuck. Total—70.

Noes: Armstrong, Bosley, Brandjord, Cavanaugh, Duffy, Fulsher, Goodman, Hamilton, Kelly of Pondera, Kelly of Silver Bow, Kinville, McCarty, Maury, O'Connell, Pilgeram, Scharnikow, Smethurst, Stoddard. Total—48.

Absent and not voting: Andrus, Boorman, Bricker, Buchanan, Buell, Burke, Cowley, Gillin, Harris, Terrett, Mr. Speaker. Total—11.

House Bill No. 2, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bray, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarge, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Elliott, English, Facey, Flynn, Gullidge, Hanson, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormack, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Roscow, Ruffcorn, Sandy, Scharnikow, Seidensticker, Smethurst, Smith, Spencer, Stoner, Strange, Swift, Taylor, Tierney, Troy, White, Wold, Zuck. Total—79.

Noes: Armstrong, Bosley, Brandjord, Duffy, Fulsher, Goodman, Hamilton, Kelly of Pondera, Stoddard. Total—9.

Absent and not voting: Andrus, Boorman, Bricker, Buchanan, Burke, Cowley, Gillin, Harris, Rodgers, Terrett, Mr. Speaker. Total—11.

House Bill No. 3, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosley, Bray, Buell, Buttelman, Cady, Caplis, Carlson of McCone, Cavanaugh, Clarke, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Elliott, English, Facey, Flynn, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kennedy, Kenyon, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCormick, McLeod, Murphy, Myrick, Nelson, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Ruffcorn, Sandy, Seidensticker, Smethurst, Smith, Spencer, Stoner, Strange, Swift, Taylor, Tierney, Troy, Wold, White, Zuck, Mr. Speaker. Total—72.

Noes: Andrews, Armstrong, Brandjord, Duffy, Fulsher, Goodman, Hamilton, Kelly of Pondera, Kelly of Silver Bow, Kinville, McCarty, Maury, Mushbach, O'Connell, Roscow, Scharnikow, Stoddard. Total—17.

Absent and not voting: Andrus, Boorman, Bricker, Buchanan, Burke, Carlson of Gallatin, Cowley, Gillin, Rodgers, Terrett. Total—10.

House Bill No. 4 by Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Armstrong, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bray, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Elliott, English, Facey, Flynn, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Silver Bow, Kennedy, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormick, McLeod, Murphy, Mushbach, Myrick, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Roscow, Ruff-

corn, Seidensticker, Smith, Spencer, Stoner, Strange, Swift, Taylor, Tierney, Troy, White, Wold, Mr. Speaker. Total—75.

Noes: Bosley, Brandjord, Duffy, Fulsher, Goodman, Hamilton, Kelly of Pondera, Maury, Riele, Sandy, Scharnikow, Smethurst, Stoddard, Zuck. Total—14.

Absent and not voting: Andrus, Boorman, Bricker, Buchanan, Burke, Cowley, Gillin, Kenyon, Rodgers, Terrett. Total—10.

CONSIDERATION OF GENERAL ORDERS.

Moved by Gullidge duly seconded and carried that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Spencer in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration bills on General Orders, respectfully report as follows:

H. B. No. 6: That said bill be amended as follows: By striking out in Section 1, lines 12 and 13 the words and figures "One Hundred and Twenty-three Thousand, Eight Hundred Seventy-six Dollars, \$123,876.00," and inserting in lieu thereof the words and figures "One Hundred Thirty-one Thousand, Three Hundred Seventy-six Dollars, \$131,376.00."

By striking out of Section 2, lines 10 and 11, the words "One Hundred Twenty-three Thousand, Eight Hundred Seventy-six, \$123,876," and inserting in lieu thereof the words "One Hundred and Fifty-three Thousand, Eight Hundred Seventy-six, \$153,876."

By striking out all of Section Three and renumbering Section Four to read Section Three.

And when so amended, do pass.

H. B. No. 7: Be amended as follows: By striking out in Section 1, lines 8 and 9 the words and figures "One Hundred Seventy-two Thousand, Six Hundred Sixty-eight and Twenty-five Cents, \$172,668.25," and inserting in lieu thereof the words "One Hundred and Fifty Thousand Dollars, \$150,000."

Striking out in Section 1, line eleven the words and figures "Four Hundred Forty-four Thousand Six Hundred Dollars, \$444,600.00" and inserting in lieu thereof the words and figures "Three Hundred Sixty-one Thousand Twenty-three Dollars, \$361,023.00."

Striking out in Section 2 in lines 8 and 9 the words and figures "One Hundred Fifty-seven Thousand Eight Hundred Ninety-four Dollars and Seventy-five Cents, \$157,894.75," and inserting in lieu thereof the words and figures "One Hundred and Fifty Thousand Dollars, \$150,000."

Section Two, line 11 by striking out the words and figures "Four Hundred Forty-four Thousand and Six Hundred Dollars, \$444,600," and inserting in lieu thereof the words and figures "Three Hundred Sixty-one Thousand Twenty-three Dollars, \$361,023."

By striking out Section Three and renumbering Section Four to read Section Three.

And when so amended do pass.

SPENCER,
Chairman."

Upon motion of Spencer, report adopted.

Moved by Gullidge, duly seconded and carried that House Bills No. 6 and 7 be considered properly engrossed and placed on third reading for final passage:

THIRD READING OF HOUSE BILLS.

House Bill No. 6, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Arnold, Baker, Benedict, Bergstrom, Bosley, Brandjord, Bray, Buell, Buttelman, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Davis of Wibaux, Dean, Dell, Denny, Duffy, Elliott, English, Facey, Flynn, Fulsher, Gullidge, Hanson, Harris, Hawley, Holton, Joffray, Johnson, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larsen of Sheridan, Lease, Leavens, Lemmon, McAfee, McCarty, McCormick, McLeod, Murphy, Mushbach, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Roscow, Ruffcorn, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Terrett, Tierney, Troy, White, Zuck, Mr. Speaker. Total—73.

Noes: Armstrong, Berryman, Cady, Clarke, Cronk, Davis of Fergus, Goodman, Hamilton, Hoffman, Kelly of Pondera, Larson of Richland, Maury, Myrick, Sandy, Scharnikow, Wold. Total—16.

Absent and not voting: Andrus, Bernard, Bohling, Boorman, Bricker, Buchanan, Burke, Cowley, Gillin, Loble. Total—10.

House Bill No. 7, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Armstrong, Baker, Benedict, Bergstrom, Berryman, Bosley, Brandjord, Bray, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Duffy, Elliott, English, Facey, Flynn, Fulsher, Goodman, Gullidge, Hamilton, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lemmon, McAfee, McCarty, McCormick, McLeod, Maury, Murphy, Mushbach, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Roscow, Ruffcorn, Sandy, Scharnikow, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Terrett, Tierney, Troy Wold, White, Zuck, Mr. Speaker. Total—83.

Noes: Lease, Leavens, Myrick, Seidensticker. Total—4.

Absent and not voting: Andrus, Arnold, Bernard, Bohling, Boorman, Bricker, Buchanan, Burke, Cowley, Gillin, Loble, Rodgers. Total—12.

Upon motion of Gullidge, duly seconded and carried, the House adjourned until 10:00 o'clock a. m. Friday, January 25th.

C. J. McALLISTER,
Chief Clerk.

CALVIN CRUMBAKER,
Speaker of the House.

FOURTH LEGISLATIVE DAY.

House of Representatives,

January 25, 1924.

Pursuant to adjournment, House convened at 10:45 a. m.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Upon roll call all members present except: Boorman, Bricker, Buchanan, Gillin.

The Committee on Journal reported as follows:

"January 25, 1924.

Mr. Speaker:

We, your Committee on Journal, respectfully report that we have examined the Journal for the Third Legislative Day and find the same to be correct.

JOHN Q. ZUCK,
Acting Chairman."

Upon motion of Zuck, report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate:

"January 24, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Haley, duly seconded and carried, the Senate adjourned at 11:15 a. m., until 10:00 a. m., Friday, January 25, 1924.

Respectfully,

FRANK CONE,
Secretary of the Senate."

"January 24, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Paul, duly seconded and carried, the Finance and Claims Committee in conjunction with the Judiciary Committee was instructed to request the Attorney General to submit to the Senate a draft of a bill which will remedy the situation with reference to validating outstanding warrants issued under the provisions of appropriation bills recently declared invalid by the Supreme Court. The Secretary of the Senate was instructed to notify the Attorney General of this action of the Senate immediately.

Respectfully yours,

FRANK CONE,
Secretary of the Senate."

MOTIONS AND RESOLUTIONS.

House Resolution No. 3, by Larsen of Sheridan, was read and referred to the Committee on House Employees.

With unanimous consent House reverted to

INTRODUCTION OF BILLS AND MEMORIALS.

House Joint Memorial No. 1, by Brandjord, was received and referred to the Committee on Rules, Joint Rules and Order of Business.

CONSIDERATION OF GENERAL ORDERS.

Moved by Gullidge, duly seconded and carried, that the House resolve itself into a Committee of the Whole for the consideration of Bills on General Orders.

Facey in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee on the Whole, having had under consideration bills on General Orders, respectfully report as follows:

H. B. No. 8. Said bill be amended by striking out Section Two and renumbering Section Three to read Section two.

And when so amended, do pass.

H. B. No. 9: Be amended as follows: By striking out in line six the words and figures "\$29,317.50" and inserting in lieu thereof the words and figures "Thirty-five Thousand Dollars, \$35,000."

By striking out in Section Two in lines Five and Six the words and figures "\$29,317.50" and inserting in lieu thereof the words and figures "Thirty-five Thousand Dollars, \$35,000."

By striking out Section Three and renumbering Section Four to read Section Three.

And when so amended, do pass.

FACEY,
Chairman."

Upon motion of Facey, report adopted.

Moved by Gullidge, duly seconded and carried, that House Bills No. 8 and 9 be considered correctly engrossed and placed on third reading for final passage.

Upon request of Gullidge, with unanimous consent, House reverted to

THIRD READING OF HOUSE BILLS.

House Bill No. 8, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Andrus, Armstrong, Arnold, Baker, Bergstrom, Bernard, Bohling, Bosley, Brandjord, Bray, Burke, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Davis of Wibaux, Dean, Dell, Duffy, Elliott, English, Facey, Flynn, Fulsher, Goodman, Gullidge, Hamilton, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larson of Sheridan, Lease, Leavens, Lemmon, McAfee, McCarty, McCormick, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Roscow, Ruffcorn, Sandy, Scharnikow, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Terrett, Tierney, Troy, Wold, White, Zuck, Mr. Speaker. Total—86.

Absent and not voting: Benedict, Berryman, Boorman, Bricker, Buchanan, Buell, Cowley, Cronk, Davis of Fergus, Denny, Gillin, Loble, Rodgers. Total—13.

House Bill No. 9, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Andrus, Arnold, Baker, Benedict, Bergstrom, Bernard, Bohling, Brandjord, Bray, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Cronk, Davis of Wibaux, Dean, Dell, Denny, Duffy, Elliott, English, Facey, Flynn, Fulsher, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCormick, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Roscow, Ruffcorn, Sandy, Scharnikow, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Terrett, Tierney, Troy, White, Wold, Zuck, Mr. Speaker. Total—83.

Noes: Armstrong, Bosley, Burke, Davis of Fergus, Hamilton, Larson of Richland. Total—6.

Absent and not voting: Berryman, Boorman, Bricker, Buchanan, Clarke, Cowley, Gillin, Goodman, Kelly of Pondera, McCarty. Total—10.

Upon request of Gullidge, and with unanimous consent House reverted to

CONSIDERATION OF GENERAL ORDERS.

Moved by Gullidge, duly seconded and carried, that the House resolve itself into a Committee of the Whole for the consideration of bills on General Orders.

Lemmon in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration bills on General Orders, respectfully report as follows:

H. B. No. 10: Be amended as follows: By striking from Section One in lines Eleven and Twelve the words and figures "\$900.00."

By striking out from Section One in line Twenty-one the words and figures, "One Hundred Eleven Thousand, Six Hundred Forty-seven Dollars, Sixteen Cents, \$111,647.16," and inserting in lieu thereof the words "One Hundred Nineteen Thousand, Six Hundred Forty-seven, \$119,647."

By striking out all of lines nine and ten, and inserting in lieu thereof the words and figures: "For the payment of salaries and other expenses of the State School of Mines and the providing and improving an athletic field at said School, Ninety Thousand Dollars, \$90,000.00."

By striking from Section 2 all of lines ten and eleven and inserting in lieu thereof the words and figures: "For the payment of salaries and other expenses of the State School of Mines and the providing and improving of an athletic field at said school, Ninety Thousand Dollars, \$90,000.00." By striking from Section 2 all of lines 12 and 13.

By striking out Section four and renumbering Section five to read Section four.

And when so amended, do pass.

C. A. LEMMON,
Chairman."

Moved by Lemmon, duly seconded, that the report of the Committee be adopted.

Moved by Terrett, as a substitute, duly seconded, that House Bill No. 10 be placed back again on General Orders.

Moved by Gullidge, duly seconded and carried that the House recess until 3:30 p. m.

AFTERNOON SESSION.

House resumed at 1:30 P. M.

Mr. Speaker in the Chair.

The question arises on the substitute motion of Terrett that House Bill No. 10 be placed back on General Orders.

Moved by Terrett, duly seconded, that the substitute motion be amended to read that the House adopt the report of the Committee of the Whole with the exception of Lines Nine and Ten and Lines Twenty, Twenty-one and Twenty-two of Section One, and Lines Ten and Eleven of Section Two of House Bill No. 10, and that said lines be placed back on General Orders.

Moved by Lemmon, duly seconded and carried, that the amendment be amended by including Lines 11 and 12 of Section One, and Lines 12 and 13 of Section Two of said House Bill No. 10, in said amendment.

The question arising on the amendment as amended to the substitute motion, same carried.

The question arising on the substitute motion, as amended, same carried.

With unanimous consent, House reverted to

REPORTS OF STANDING COMMITTEES.

The Committee on Appropriations reported as follows:

"January 25, 1924.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Bill No. 5, introduced by Appropriations Committee: "A Bill for an Act entitled: 'An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions, and Departments of the State of Montana for the period beginning July 1st, 1923 and ending June 30th, 1925.' Respectfully report as follows: That House Bill No. 5 do pass as originally presented by this Committee without amendments.

BUELL,

Chairman."

Upon motion of Buell, report adopted.

"January 25, 1924.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Bill No. 15, introduced by the Appropriations Committee: "A Bill for an Act entitled: 'An Act appropriating money for the operation of the Montana State Fair for the period beginning July 1st, 1923, and ending June 30th, 1925, and amending Section 3645, revised Codes of Montana of 1921 relating to income and earnings of the Montana State Fair, providing that such income and earnings shall be turned into the State General Fund.' Respectfully report as follows: That House Bill No. 15 be reported out of the Committee without recommendation.

BUELL,

Chairman."

Moved by Buell, duly seconded, that the report be adopted.

Moved by Oker, as a substitute, duly seconded and carried that House Bill No. 15 be printed and placed on General Orders.

The Committee on Mileage and per Diem reported as follows:

"Mr. Speaker:

We, your Committee on Mileage and Per Diem, beg leave to submit the following supplement Report, including the miles traveled by the following member of the House and the sum due him therefor:

Name.	City.	Miles.	Amount.
Perrine, James A.....	Cut Bank.....	478 at 10c	\$47.80

And, that the per diem of said member commences on January 23rd, 1924, and continues to end of the Extraordinary Session.

(Signed) WILLIAM P. FLYNN,

W. H. O'CONNELL,

FRANK NELSON,

W. E. CLARKE,

A. T. LARSON."

"We, the undersigned, hereby certify, that Mr. James A. Perrine is a member of the House of Representatives, of the 18th Extraordinary

Assembly, and the above amount is due him for the number of miles traveled, as reported by the Committee on Mileage.

(Signed) CALVIN CRUMBAKER,

Speaker of the House of Representatives.

(Signed) PERCY DODDS,

Sergeant-at-Arms of the House of Representatives.

(Signed) C. J. McALLISTER,

Chief Clerk of the House of Representatives.

Upon motion of Flynn, report adopted.

CONSIDERATION OF GENERAL ORDERS.

Moved by Gullidge, duly seconded and carried, that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Rodgers in the chair.

Committee arose.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration Lines Nine and Ten, Lines Eleven and Twelve, and Lines Twenty, Twenty-one and Twenty-two of Section One, and Lines Ten and Eleven, and Lines Twelve and Thirteen, of Section Two, all in House Bill No. 10, respectfully report as follows:

Recommend that said portion of House Bill No. 10 be adopted. Bill do pass.

Also having had under consideration Bills on General Orders, respectfully report as follows:

H. B. No. 11: Be amended by striking out Section Three and renumbering Section Four to read Section Three and when so amended, do pass.

H. B. No. 13: Be amended by striking out Section Three and renumbering Section Four to read Section Three and when so amended, do pass.

H. B. No. 14: Be amended as follows: By inserting in the second line of the title, after the word "members" and before the word "of" "of the Extraordinary Session" and by striking out in line three of the Title after the word "Assembly" the words "special session" and by inserting in line four of the title the word "expenses" and before the word "of" the words "of the Extraordinary Session" and in line five of the title by striking out after the word "Assembly" the words "special session."

Section 1, by striking out in line one and two the words and figures, "Twelve Thousand Five Hundred Dollars \$12,500.00" and inserting in lieu thereof the words and figures "Fifteen Thousand Dollars."

Amend Section 1 by inserting in line five after the word "members" and before the word "of" the words "of the Extraordinary Session" and striking out after the word "Assembly" in line six the words "special session."

Amend Section two by inserting in line five after the word "attaches" and before the word "of" the words "of the extraordinary session" and in line five by striking out after the word Assembly the words "special session."

Amend Section Two by adding in line 8 after the word "expenses" and before the word "of" the words "including printing of House and Senate Journals and House and Senate Session Laws of the Extraordinary

Session" and by striking out after the word "assembly" the words "special session."

And when so amended, do pass.

HENRY G. RODGERS,
Chairman."

Upon motion of Rodgers, report adopted.

Upon motion of Gullidge, duly seconded and carried, House Bills No. 10, 11, 13 and 14 considered correctly engrossed and placed on calendar for third reading.

With unanimous consent, House reverted to

THIRD READING OF HOUSE BILLS.

House Bill No. 10, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Andrus, Arnold, Benedict, Bergstrom, Bernard, Berryman, Bohling, Brandjord, Bray, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Wibaux, Dean, Dell, Denny, Duffy, Elliott, English, Facey, Flynn, Fulsher, Goodman, Hanson, Harris, Hawley, Hoffman, Holton, Kelly of Silver Bow, Kennedy, Kenyon, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormick, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Roscow, Ruffcorn, Sandy, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Terrett, Tierney, Troy, Wold, White, Zuck, Mr. Speaker. Total—82.

Noes: Armstrong, Bosley, Davis of Fergus, Kinville, Scharnikow. Total—5.

Absent and not voting: Baker, Boorman, Bricker, Buchanan, Burke, Gillin, Gullidge, Hamilton, Joffray, Johnson, Kelly of Pondera, Oker. Total—12.

House Bill No. 11, by Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote

Ayes: Andrews, Andrus, Armstrong, Arnold, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosley, Bray, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Elliott, Duffy, English, Facey, Fulsher, Goodman, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Kelly of Silver Bow, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormick, McLeod, Murphy, Mushbach, Myrick, Nelson, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Roscow, Ruffcorn, Sandy, Scharnikow, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Terrett, Tierney, Troy, Wold, White, Zuck, Mr. Speaker. Total—81.

Noes: Maury. Total—4.

Absent and not voting: Baker, Boorman, Brandjord, Bricker, Buchanan, Burke, Denny, Flynn, Gillin, Hamilton, Joffray, Johnson, Kelly of Pondera, Kennedy, O'Connell, Oker, Rodgers. Total—17.

House Bill No. 13, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrews, Andrus, Armstrong, Arnold, Benedict, Bergstrom, Berryman, Bohling, Bosley, Brandjord, Bray, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Duffy, Elliott,

English, Facey, Goodman, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McCormick, McLeod, Maury, Murphy, Mushbach, Myrick, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Riddle, Rodgers, Ruffcorn, Sandy, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Tierney, Troy, Wold, White, Zuck, Mr. Speaker, Total—78.

Noes: Roscow, Scharnikow, Terrett. Total—3.

Absent and not voting: Baker, Bernard, Boorman, Bricker, Buchanan, Burke, Denny, Flynn, Fulsher, Gillin, Hamilton, Joffray, Johnson, Kelly of Pondera, McAfee, McCarty, Nelson, Oker. Total—18.

House Bill No. 14, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrus, Armstrong, Arnold, Benedict, Bergstrom, Bohling, Bosley, Brandjord, Bray, Buell, Buttelman, Cady, Caplis, Cronk, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Davis of Wibaux, Dean, Dell, Denny, Duffy, Elliott, English, Facey, Fulsher, Goodman, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McCormick, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Riddle, Roscow, Ruffcorn, Sandy, Scharnikow, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Terrett, Tierney, Troy, Wold, White, Mr. Speaker. Total—79.

Absent and not voting: Andrews, Baker, Bernard, Berryman, Boorman, Bricker, Buchanan, Burke, Davis of Fergus, Flynn, Gillin, Hamilton, Joffray, Johnson, Kelly of Pondera, McAfee, McCarty, Oker, Rodgers, Zuck. Total—20.

Moved by Gullidge, duly seconded and carried that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Pope in the chair.

Committee arose.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration bills on General Orders, respectfully report as follows:

H. B. No. 5: Be amended as follows: By striking out in Lines Fifteen and Sixteen of Section One the words and figures, "Seven Thousand Two Hundred Dollars, \$7,200," and inserting in lieu thereof Two Thousand Five Hundred Dollars, \$2500."

By striking out in Section One, Lines Eleven and Twelve the word "seventy-eight" and inserting in lieu thereof the figure "38," also by inserting after line twelve the following "For the State Auditor as Insurance Commissioner for the Firemens Disability Fund, Forty Thousand Dollars, \$40,000."

By striking out in Section two in lines Thirteen and Fourteen the word "Seventy-nine" and inserting in lieu thereof the word "Thirty-nine" and by striking out the figure "79" thereof and inserting the figure "39" in lieu thereof and by inserting after line Fourteen the following: "For the State Auditor as Insurance Commissioner for the Firemens Disability Fund Forty Thousand Dollars, \$40,000."

By striking out in Section Two, Lines Seventeen and Eighteen the words and figures "Seven Thousand Two Hundred Dollars, \$7200" and inserting in lieu thereof the words "Two Thousand Five Hundred Dollars, \$2500."

By striking out Section Three and renumbering Section Four to read Section Three.

And when so amended, do pass.

POPE,
Chairman."

Moved by Pope, duly seconded, that report be adopted.

Moved by Lease, as a substitute, duly seconded, that the report of the Committee be adopted as to all parts of House Bill No. 5, except lines 15 and 16 of Section 1, and lines 17, 18, 19, 20 of Section Two. Motion lost.

Question arising original motion to adopt report of Committee of the Whole. Said motion carried.

Moved by Gullidge, duly seconded and carried that House Bill No. 5 be considered properly engrossed and placed on the calendar for third reading.

With unanimous consent the House reverted to

THIRD READING OF HOUSE BILLS.

House Bill No. 5, by the Committee on Appropriations, having been read three several times and title and history having been agreed to, was passed by the following vote:

Ayes: Andrus, Armstrong, Arnold, Benedict, Bergstrom, Bohling, Bosley, Brandjord, Bray, Buell, Buttelman, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Denny, Dell, Duffy, Elliott, English, Facey, Fulsher, Goodman, Gullidge, Hamilton, Hanson, Harris, Hawley, Hoffman, Holton, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larsen of Sheridan, Lease, Leavens, McAfee, McCarty, McCormick, McLeod, Murphy, Mushbach, Myrick, Nelson, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Roscow, Ruffcorn, Sandy, Scharnikow, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Tierney, Terrett, Wold, Zuck, Mr. Speaker. Total—78.

Noes: Berryman, Cady, Larson of Richland, Maury, Troy. Total—5.

Absent and not voting: Andrews, Baker, Bernard, Boorman, Bricker, Buchanan, Burke, Flynn, Gillin, Joffray, Johnson, Kelly of Pondera, Lemon, Loble, Oker, White. Total—16.

Moved by Kinville, duly seconded and carried that the House adjourn until 11:00 o'clock a. m. Saturday, January 26th.

C. J. McALLISTER,
Chief Clerk.

CALVIN CRUMBAKER,
Speaker of the House.

FIFTH LEGISLATIVE DAY.

House of Representatives.

January 26, 1924.

Pursuant to adjournment, House convened at 11:00 a. m.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Upon roll call, all members present except: Andrews, Boorman, Bricker, Buchanan, Caplis, Gillin and Ostby.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate:

"January 25, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced, read first and second times, and referred to the Committee on Finance and Claims:

House Bills Numbers 1, 2, 3, 4, 6 and 7.

Respectfully,

FRANK CONE,

Secretary of the Senate."

"January 25, 1924.

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred business on general file having had under consideration, beg to report and recommend as follows:

"That Senate Bill No. 1 do pass."

"That House Bill No. 1 be amended by striking out in line thirteen Section 1, the word "Bank;" also by striking out in line eleven, Section 2, the word "bank," and that, as so amended, recommend same be concurred in."

"That House Bill No. 2 be concurred in as amended by Committee on Finance and Claims.

"That House Bill No. 3 be concurred in as amended by Committee on Finance and Claims."

"That House Bill No. 4 be concurred in as amended by Committee on Finance and Claims."

"That House Bill No. 8 be concurred in as amended by Committee on Finance and Claims."

Respectfully,

FRANK CONE,

Secretary of the Senate."

"January 25, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 1, introduced by Judiciary and Finance and Claims Committee was this day read third time and passed title agreed to and is herewith transmitted to the House for concurrence.

Respectfully,

FRANK CONE,

Secretary of the Senate."

"January 25, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 1 after having amended the same as follows:

"Amend Section 1 by striking out in line thirteen the word "Bank." Also amend Section 1 by striking out the following words and figures:

'For the expense of new boilers for the State Capitol Building, Eight Thousand One Hundred Dollars (\$8,100.00)' and inserting in lieu thereof the following words and figures: 'For the expense of repairs in the boiler room Two Thousand Dollars (\$2,000.00)'

"Amend Section 2 by striking out in line 11 the word "bank."

'Also to amend by striking out the House Amendment to Section Three and as so amended House Bill No. 1 is herewith transmitted for concurrence in Senate amendments.'"

Respectfully,

FRANK CONE,

Secretary of the Senate.

"January 25, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 2 after having amended the same as follows:

"By striking out House Amendment to Section 3 and as so amended is herewith transmitted for concurrence and Senate amendments."

FRANK CONE, Secretary of the Senate."

"January 25, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 3 after having amended the same as follows:

"By striking out House Amendment to Section 3 and as so amended is herewith transmitted for concurrence and Senate amendments."

FRANK CONE, Secretary of the Senate."

"January 25, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 4 after having amended the same as follows:

"By striking out House Amendment to Section 3 and as so amended is herewith transmitted for concurrence and Senate amendments."

FRANK CONE, Secretary of the Senate."

"January 25, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 8 after having amended the same as follows:

"By striking out House Amendment to Section 3 and as so amended is herewith transmitted for concurrence and Senate amendments."

FRANK CONE, Secretary of the Senate."

House Bills 1, 3, 4, and 8 will be placed on third reading for concurrence in Senate amendments.

REPORTS OF STANDING COMMITTEES.

The Committee on Rules reported as follows:

"January 26, 1924.

Mr. Speaker:

We, your Committee on Rules, having had under consideration House Joint Memorial No. 1 by Brandjord:

'A memorial to the Congress of the United States asking for appropriations to continue construction work on the Flathead Irrigation Project, and on all other federal irrigation projects in the State of Montana' respectfully report as follows: That House Joint Memorial Bill No. 1 do pass.

BUELL,

Chairman."

On motion of Gullidge, reported adopted.

INTRODUCTION OF BILLS AND MEMORIALS

Senate Bill No. 1, introduced by Judiciary and Finance and Claims Committees, was read first and second times by title only, and referred to the Committee on Judiciary.

THIRD READING OF HOUSE BILLS

Senate Amendments to House Bill No. 1, having been read, said amendments were concurred in by the following vote:

Ayes: Andrus, Armstrong, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosely, Brandjord, Bray, Burke, Buttelman, Cady, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dell, Denny, Elliott, English, Flynn, Gullidge, Hamilton, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Pondera, Kennedy, Kenyon, Kinville, Larson of Richland, Larson of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Ruffcorn, Seidensticker, Spencer, Strange, Swift, Taylor, Troy, Wold, White, Mr. Speaker. Total—74.

Noes: Goodman, Oker, Sandy, Smethurst, Smith, Stoddard, Stoner, Terrett, Tierney, Duffy, Facey. Total—41.

Absent and not Voting: Andrews, Boorman, Bricker, Buchanan, Buell, Caplis, Dean, Fulsher, Gillin, Kelly of Silver Bow, McCormick, Roscow, Scharnikow, Zuck. Total—14.

Moved by Loble, duly seconded, that the foregoing vote be reconsidered.

Moved by Gullidge, duly seconded and carried that the motion to reconsider be laid upon the table.

Senate amendments to House Bill No. 2, having been read, and amendments were concurred in by the following vote:

Ayes: Andrus, Armstrong, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosley, Brandjord, Bray, Burke, Buttelman, Cady, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Elliott, English, Flynn, Fulsher, Gullidge, Hamilton, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormick, McLeod, Murphy, Mushbach, Myrick, Nelson, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Roscow, Ruffcorn, Sandy, Seidensticker, Spencer, Strange, Swift, Taylor, Wold, White, Mr. Speaker. Total—77.

Noes: Duffy, Facey, Goodman, Maury, Oker, Smethurst, Smith, Stoddard, Stoner, Terrett, Tierney, Troy. Total—12.

Absent and not voting: Andrews, Boorman, Bricker, Buchanan, Buell, Caplis, Gillin, Kelly of Pondera, Scharnikow, Zuck. Total—10.

Senate amendments to House Bill No. 3, having been read, said amendments were concurred in by the following vote:

Ayes: Andrus, Armstrong, Arnold, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosley, Brandjord, Bray, Burke, Buttelman, Cady, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Elliott, English, Flynn, Fulsher, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormick, McLeod, Murphy, Mushbach, Myrick, Nelson, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Ruffcorn, Seidensticker, Spencer, Swift, Taylor, White, Mr. Speaker. Total—71.

Noes: Duffy, Facey, Goodman, Hamilton, Maury, Oker, Roscow, Smethurst, Smith, Stoddard, Stoner, Terrett, Tierney, Troy. Total—14.

Absent and not voting: Andrews, Baker, Boorman, Bricker, Buchanan, Buell, Caplis, Gillin, Kelly of Pondera, Sandy, Scharnikow, Strange, Wold, Zuck. Total—14.

Senate amendments to House Bill No. 4, having been read, said amendments were concurred in by the following vote:

Ayes: Andrus, Armstrong, Arnold, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosley, Brandjord, Burke, Buttleman, Cady, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Elliott, English, Flynn, Fulsher, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCormick, McLeod, Murphy, Mushbach, Myrick, Nelson, O'Connell, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Ruffcorn, Seidensticker, Spencer, Strange, Swift, Taylor, Wold, Mr. Speaker. Total—69.

Noes: Duffy, Facey, Goodman, Hamilton, Maury, Oker, Roscow, Smethurst, Smith, Stoddard, Stoner, Terrett, Tierney, Troy. Total—14.

Absent and not voting: Andrews, Baker, Boorman, Bray, Bricker, Buchanan, Buell, Caplis, Denny, Gillin, Johnson, McCarty, Sandy, Scharnikow, White, Zuck. Total—16.

Senate Amendments to House Bill No. 8, having been read, said amendments were concurred in by the following vote:

Ayes: Andrus, Armstrong, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Brandjord, Bray, Burke, Buttleman, Cady, Carlson of Gallatin, Cavanaugh, Cowley, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Elliott, English, Flynn, Fulsher, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Hamilton, Joffray, Johnson, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McCormick, McLeod, Murphy, Mushbach, Myrick, Nelson, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Ruffcorn, Seidensticker, Spencer, Stoddard, Swift, Taylor, Wold, White, Mr. Speaker. Total 69.

Noes: Duffy, Facey, Goodman, Maury, Oker, Roscow, Smethurst, Smith, Stoner, Terrett, Tierney, Troy. Total—12.

Absent and not voting: Andrews, Boorman, Bosley, Bricker, Buchanan, Buell, Caplis, Carlson of McCone, Clarke, Denny, Gillin, McAfee, McCarty, O'Connell, Sandy, Scharnikow, Strange, Zuck. Total—48.

The Committee on Printing reported as follows:

"January 26, 1924.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bill No. 15, beg leave to report that the same has this date been returned from the printer correctly printed.

BRAY,
Chairman."

Upon request of Brandjord, with unanimous request, the House reverted to

MOTIONS AND RESOLUTIONS

Moved by Brandjord, duly seconded and carried, that the printing of House Joint Memorial No. 1 be dispensed with.

Moved by Brandjord, duly seconded and carried that House Joint Memorial No. 1 be considered correctly engrossed and placed on calendar for third reading and final passage.

CONSIDERATION OF GENERAL ORDERS

Moved by Gullidge, duly seconded and carried that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 15.

Hawley in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration House Bill No. 15, respectfully report that said bill be re-referred to the Judiciary Committee.

HAWLEY,
Chairman."

Upon motion of Hawley, report adopted.

With unanimous consent, House reverted to

THIRD READING OF HOUSE BILLS

Moved by Brandjord, duly seconded and carried that the House adopt House Joint Memorial No. 1.

Moved by Gullidge, duly seconded and carried that the House recess until 1:00 o'clock P. M.

AFTERNOON SESSION

House resumed at 1:00 P. M.

Mr. Speaker pro tem in the Chair.

COMMUNICATIONS AND PETITIONS

The following communication was received from the Senate:

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 14, after having amended the same as follows:

'Recommend to amend Section 1 by striking out the words and figures "Fifteen Thousand Dollars (\$15,000)" and inserting in lieu thereof the words and figures "Twenty Thousand Dollars (\$20,000)".

Also amend by striking out all of Section 2 beginning with the words and figures "And, that the sum of One Thousand Five Hundred Dollars (\$1,500.00)" in line five of the printed bill, and inserting in lieu thereof the following: "That the sum of Four Thousand Three Hundred and Seventy Three Dollars and Thirty Cents (\$4,373.30) or so much thereof as may be necessary be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for the payment of the printing of the House and Senate Journals of the regular session of the Eighteenth Legislative Session of the State of Montana.

That the sum of Three Thousand Dollars (\$3,000.00) or so much thereof as may be necessary, be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for the payment of the printing of the session laws; and the Senate Journal, and House Journal of the Special Session of the Eighteenth Legislative Assembly of the State of Montana.

That the sum of Twenty-five Hundred Dollars (\$2500.00) or so much thereof as may be necessary, be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated

for the payment of the incidental expenses of the Special Session of the Eighteenth Legislative Assembly of the State of Montana.

That the sum of Seven Hundred Fifty Dollars (\$750.00) or so much thereof as may be necessary, be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for the purpose of purchasing fifty (50) sets of the Revised Codes of Montana, 1921, and as so amended recommend House Bill No. 14 be concurred in.

And is herewith transmitted to the House for concurrence in Senate amendments.

Respectfully,

FRANK CONE,
Secretary of Senate."

Pilgeram, seconded by more than fifteen members, moved a call of the House. The Clerk proceeded to call the roll, and upon motion of Wold, duly seconded and carried, call of the House was dispensed with.

Moved by Pope, duly seconded and carried that House Bill No. 14 be referred to General Orders.

With unanimous consent House reverted to

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary reported as follows:

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 15, introduced by the Appropriations Committee: "A Bill for an Act entitled: 'An Act appropriating money for the operation of the Montana State Fair for the period beginning July 1st, 1923 and ending June 30th, 1925, and amending Section 3645, revised codes of Montana of 1921 relating to income and earnings of the Montana State Fair, providing that such income and earnings shall be turned into the State General Fund.'" Respectfully report as follows: That House Bill No. 15, be amended by striking out all of Section 1, renumbering Sections 2, 3, 4, 5 and 6 as Sections 1, 2, 3, 4, and 5; amending the title by striking out all of the words and figures after the words and figures June 30th, 1925, and when so amended that the bill do pass.

KENYON,
Chairman."

On motion, report adopted.

With unanimous consent the House reverted to

CONSIDERATION OF GENERAL ORDERS

Moved by Spencer, duly seconded and carried, that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Leavens in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration bills on General Orders, respectfully report as follows:

H. B. No. 15. Said bill be amended by striking out in Section Four (formerly Section 3), the date "March 16th" and inserting in lieu thereof the date "March 15th."

By striking out Section Four (formerly Section Five) and renumbering sections following.

And when so amended do pass.

ROBT. LEAVENS,
Chairman."

Upon motion of Leavens, report adopted.

With unanimous consent, House reverted to

MOTIONS AND RESOLUTIONS

The following resolution was read:

"RESOLUTION NO.....

Introduced by McCarty, Hamilton and Roscow

WHEREAS, it has been brought to the attention of certain members of the 18th Legislative Assembly that Mrs. Maggie Smith-Hathaway, a former member of the House of Representatives, and one of the Pioneer Women Legislators of Montana, is now ill and in the hospital at Rochester, Minn.

NOW, THEREFORE be it resolved that a wire expressing the sympathy and wishes for a speedy recovery be sent by this body to Mrs. Hathaway without delay, and that a Committee be appointed by the Speaker for such purpose.

(Signed) McCARTY,
W. W. HAMILTON,
ROSCOW."

Upon motion of McCarty, resolution adopted.

Mr. Speaker named McCarty, Roscow and Hamilton, as members of said Committee.

Moved by Gullidge, duly seconded and carried that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Arnold in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported progress.

Upon motion of Arnold, report adopted.

Moved by Gullidge, duly seconded and carried that House Bill No. 15 be considered properly engrossed and placed on calendar for third reading.

With unanimous consent, House reverted to

THIRD READING OF HOUSE BILLS

House Bill No. 15, by the Committee on Appropriations, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrus, Arnold, Bernard, Berryman, Bohling, Bray, Buell, Carlson of Gallatin, Clarke of Rosebud, Cavanaugh, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Denny, English, Flynn, Fulsher, Gullidge, Hamilton, Harris, Hawley, Holton, Joffray, Johnson, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Lease, Leavens, Lemmon, Loble, McCormick, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, Oker, Pope, Rodgers, Scharnikow, Seidensticker, Smith, Spencer, Stoddard, Strange, Swift, Taylor, Troy, Wold, White, Zuck, Mr. Speaker. Total—57.

Noes: Armstrong, Benedict, Bosley, Brandjord, Burke, Buttleman, Cady, Carlson of McCone, Dell, Duffy, Elliott, Facey, Goodman, Hanson, Hoffman, Kelly, of Pondera, Larsen of Sheridan, McCarty, Perrine, Pilgeram, Rasmussen, Ridle, Roseow, Ruffcorn, Smethurst, Stoner, Terrett, Tierney. Total—28.

Absent and not voting: Andrews, Baker, Bergstrom, Boorman, Bricker, Buchanan, Caplis, Cowley, Gillin, McAfee, O'Connell, Ostby, Peden, Sandy. Total—14.

Moved by Gullidge, duly seconded and carried that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Carlson of Gallatin in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration bills on General Orders, respectfully report as follows:

H. B. No. 14: That Senate amendments thereto be referred to the Committee on Appropriations.

Sub. for H. B. No. 12: That the title be amended to read as follows: "A Bill for An Act entitled: 'An Act to validate all warrants heretofore issued by the State Auditor of the State of Montana against attempted appropriations made by the Eighteenth Legislative Assembly of the State of Montana for the fiscal year commencing July 1st, 1923 and ending June 30th, 1924, which attempted appropriations failed for want of approval by the governor, and authorizing and directing their payment in the order of their registration out of their proper funds appropriated for said fiscal year by the Eighteenth Legislative Assembly of the State of Montana in Extraordinary Session.'"

That Section 1 be amended to read as follows: "Section 1. That all warrants heretofore issued by the State Auditor of the State of Montana against attempted appropriations by the Eighteenth Legislative Assembly of the State of Montana for the fiscal year commencing July 1st, 1923, and ending June 30th, 1924, which attempted appropriations failed for want of approval by the Governor, be and the same hereby are declared to be valid and their payment is authorized and directed to be made in the order of their registration out of the proper funds appropriated by the Eighteenth Legislative Assembly in Extraordinary Session assembled.

Also by striking out Sections Two, Three and Four and Five and by renumbering Section Six as Section Two.

And when so amended do pass.

CARLSON of Gallatin,
Chairman."

With unanimous consent House reverted to

MOTIONS AND RESOLUTIONS

Moved by Lemon, duly seconded and carried that Substitute for House Bill be considered properly engrossed and placed on Calendar for third reading.

With unanimous consent, House reverted to

THIRD READING OF HOUSE BILLS

Substitute for House Bill No. 12, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrus, Armstrong, Arnold, Benedict, Bernard, Berryman, Bohling, Bosley, Bray, Buell, Burke, Buttelman, Cady, Carlson of McCone, Cavanaugh, Clarke, Cowley, Cronk, Davis of Wibaux, Dean, Dell, Duffy, Elliott, English, Facey, Flynn, Fulsher, Goodman, Gullidge, Harris, Hawley, Hoffman, Holton, Joffray, Kelly of Pondera, Kennedy, Kenyon, Kniville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McCarty, McCormick, McLeod, Maury, Murphy, Mushbach, Myrick, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Ridle, Rodgers, Ruffcorn, Smethurst, Smith, Spencer, Stoddard, Strange, Swift, Taylor, Terrett, Tierney, Troy, Wold, White, Zuck, Mr. Speaker. Total—77.

Noes: Denny, Roscow. Total—2.

Absent and not voting: Andrews, Baker, Bergstrom, Boorman, Brandjord, Bricker, Buchanan, Caplis, Carlson of Gallatin, Davis of Fergus, Gillin, Hamilton, Hanson, Johnson, Kelly of Silver Bow, McAfee, Sandy, Scharnikow, Seidensticker, Stoner. Total—20.

Moved by Gullidge, duly seconded and carried that the House recess now at 3:45 P. M. for the period of fifteen minutes.

HOUSE RESUMED

Mr. Speaker in the Chair.

The Committee on Appropriations reported as follows:

"January 26, 1924.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration Senate Amendments to House Bill No. 14, introduced by the Appropriations Committee: "A Bill for An Act entitled: 'An Act to appropriate money for the payment of mileage and per diem of the members of the Extraordinary Session of the Eighteenth Legislative Assembly; For the payment of the per diem of the officers and attaches and the incidental expenses of the Extraordinary Session of the Eighteenth Legislative Assembly of the State of Montana.'" Respectfully report as follows: That House Bill No. 14 Senate Amendments be concurred in.

BUELL,
Chairman."

Upon motion of Lease, report adopted.

With unanimous consent, house reverted to

THIRD READING OF HOUSE BILLS

Moved by Loble, duly seconded and carried, that Senate Amendments to House Bill No. 14 be not concurred in, and that a conference committee of three be appointed to meet a like committee of the Senate.

Mr. Speaker appointed Lease, Hanson and Loble as members of said Committee.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate:

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 14 after having amended the same as follows:

"Recommend to amend the title of said bill by adding to the title the following words: 'For the payment of printing the House and Senate Journals of the Eighteenth Legislative Assembly of the State of Montana; for the payment of printing the House and Senate Journals of the Ex-

traordinary Session of the Eighteenth Legislative Assembly of the State of Montana; for the purchase of fifty sets of the Revised Codes of the State of Montana, 1921,' and as so amended recommend House Bill No. 14 be concurred in, and is herewith transmitted to the House for concurrence in Senate amendments."

Respectfully,

FRANK CONE,
Secretary of the Senate."

Senate amendments to House Bill No. 14, having been read, the same were concurred in by the following vote:

Ayes: Andrus, Armstrong, Arnold, Benedict, Bernard, Berryman, Bohling, Brandjord, Bray, Buell, Burke, Buttelman, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cronk, Davis of Fergus, Davis of Wibaux, Dean, Dell, Denny, Elliott, English, Facey, Flynn, Goodman, Gullidge, Harris, Hawley, Hoffman, Holton, Joffray, Johnson, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kenyon, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Loble, McCormick, Maury, Mushbach, Myrick, Nelson, O'Connell, Oker, Ostby, Peden, Pilgeram, Rasmussen, Ridle, Roscow, Ruffcorn, Seidensticker, Smethurst, Smith, Spencer, Stoner, Swift, Taylor, Terrett, Tierney, White, Wold, Mr. Speaker. Total—70.

Noes: Bosley, Duffy, Hamilton, McCarty, Rodgers. Total—5.

Absent and not voting: Andrews, Baker, Bergstrom, Boorman, Bricker, Buchanan, Cady, Cowley, Fulsher, Gillin, Hanson, Kinville, Lemmon, McAfee, McLeod, Murphy, Perrine, Pope, Sandy, Scharnikow, Stoddard, Strange, Troy, Zuck. Total—24.

With unanimous consent, House reverted to

REPORTS OF STANDING COMMITTEES

The Committee on House Employees reported as follows:

"Mr. Speaker:

We, your Committee on House Employees, having had under consideration House Resolution No. 6, introduced by Larson requesting compensation for Janitors, Respectfully report as follows: That House Resolution No. 6 do not pass.

STONER,
Chairman."

On motion of Stoner, report adopted.

"January 26, 1924.

Mr. Speaker:

We, your Committee on House Employees, beg leave to submit the names of the following stenographers for employment of the Extraordinary Session of the Eighteenth Legislative Assembly.

Lela L. Bryant, Katherine Curle, Ruth Benson, Bertha Morton.

STONER,
Chairman."

On motion of Stoner, report adopted.

Moved By Gullidge, duly seconded and carried that the House adjourn until 1:00 o'clock P. M., Monday, January 28th.

C. J. McALLISTER,
Chief Clerk.

CALVIN CRUMBAKER,
Speaker of the House.

SEVENTH LEGISLATIVE DAY

House of Representatives, January 28, 1924.

Pursuant to adjournment, House convened at 1:15 P. M.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Upon roll call, all members present except: Boorman, Bricker, Gillin, Johnson, Scharnikow.

Committee on Journal reported as follows:

"January 28, 1924.

Mr. Speaker:

We, your Committee on Journal respectfully report that we have examined the Journal for the fourth and fifth legislative days and find the same to be correct.

ZUCK,
Acting Chairman."

Upon motion of Buchanan, report adopted.

The Committee on enrolling reported as follows:

"January 28, 1924.

Mr. Speaker:

We, your Committee on Enrolling, beg to advise that House Bills Nos. 1, 2, 3, 4 and 8 are properly enrolled.

J. H. McAFEE,
Chairman."

Mr. Speaker announced respectively that he was about to sign House Bills Nos. 8, 4, 3, 2, and 1 and signed each after such respective announcement and signed in open session before the assembly each bill after such respective announcement.

REPORTS OF STANDING COMMITTEES.

The Committee on Mileage and per diem, reported as follows:

"Mr. Speaker:

We, your Committee on Mileage and Per Diem, beg leave to submit the following supplemental report, including the miles traveled by the following member of the House and the sum due him therefor:

Name	City	Miles	Amount
Buchanan, Frank.....	Hesper.....	464 at 10c	\$46.40

and, that the per diem of said member commences on January 27th, 1924, and continues to end of the Extraordinary Session.

WILLIAM P. FLYNN,
W. E. CLARKE,
W. H. O'CONNELL,
A. T. LARSEN.

January, 28, 1924.

We, the undersigned, hereby certify that Mr. Frank Buchanan, is a member of the House of Representatives of the 18th Extraordinary Assembly, and the above amount is due him for the number of miles traveled, as reported by the Committee on Mileage.

(Signed) CALVIN CRUMBAKER,
Speaker of the House of Representatives.

PERCY F. DODDS,
Sergeant-at-Arms of the House of Representatives.

C. J. McALLISTER,
Chief Clerk of the House of Representatives."

Upon motion of Flynn, report adopted.

COMMUNICATIONS AND PETITIONS

The following communications were received from the Senate:

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Joint Memorial No. 1 introduced by Brandjord and the same is hereby transmitted to the House.

Respectfully,

FRANK CONE.
Secretary of the Senate."

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 6 after having amended the same as follows:

Amend said bill by striking out all House amendments. Also to amend Section 2 of said bill by striking out the following words and figures: 'One Hundred Twenty-three Thousand, Eight Hundred Seventy-six Dollars, (\$123,876)' and inserting in lieu thereof the words and figures: 'One Hundred Thirty-three Thousand Eight Hundred Seventy-six Dollars, [\$133,876].' Also to amend by adding a new paragraph to read as follows: 'Provided that should this Act or any part thereof be attacked of its constitutionality questioned in any court proceedings, then and in that event it is hereby declared the intent of the Legislative Assembly to appropriate in each of the various items embraced in Section 2 hereof, the twelve (12) equal amounts for each year for two years beginning July 1st, 1923 and ending June 30th, 1925 and that any decision affecting the constitutionality of this Act shall affect only that portion of said appropriation items for the month of March, April, May and June for the year 1925, and shall not affect any other part or portion of said appropriation. The amounts appropriated by the foregoing Sections of this Act are hereby declared to be the maximum amounts which may be expended by each institution hereinabove specified for all purposes and from all funds during the fiscal years ending June 30th, 1924 and June 30th, 1925 it being the intent of this Act that the maximum amounts herein appropriated shall be the maximum for each institution from all funds and that only so much shall be taken from the General Funds as is necessary to make up the maximum appropriation, after first exhausting the corresponding Revolving appropriation Accounts, Interest and Income Fund Accounts and any or all other fund accounts from which payment may be made for the benefit of the institutions hereinabove specified'. and is herewith transmitted to the House for concurrence in Senate amendments.

Respectfully,

FRANK CONE.
Secretary of the Senate."

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 7 after having amended the same as follows:

"Amend by striking out all house amendments to said bill. Also amend Section One of the original bill by striking out the following words and figures: "For the payment of salaries and other expenses of the Montana State Hospital for the Insane Four Hundred Forty-four Thousand Six Hundred Dollars (\$444,600) and inserting in lieu thereof the following words and figures: "For the payment of salaries and other

expenses of the Montana State Hospital for the Insane Four Hundred Thousand (\$400,000); this money to be used for the purposes herein expressed and for no other purposes." Also that said Section One be amended by adding the following new paragraph as follows: "The sum of Forty Thousand Dollars (\$40,000) for the completion and equipment of the new building known as the Receiving Hospital now under construction, and this money to be used for no other purpose."

'Also to amend Section 2 of said bill by striking out the following words and figures, "Four Hundred Forty-four Thousand Six Hundred Dollars (\$444,600)" and inserting in lieu thereof the following words and figures: "Four Hundred Thousand Dollars (\$400,000)" this money to be used for no other purpose", and as so amended is herewith transmitted to the House for concurrence in Senate amendments.

Respectfully,

FRANK CONE,
Secretary of the Senate."

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 9 after having amended the same as follows:

'Amend said bill by striking out the house amendments to Section 3. Also recommend to amend said bill by adding to the house amendments in Section 1 and Section 2 the following words: "That Five Thousand Six Hundred Eighty-two and Fifty Hundreth Dollars (\$5,652.50) of the within named sum shall be used for the purpose of employing additional help necessary to assist in acquiring title in the State to all lands upon which Permanent School Funds have been loaned and upon which payments of interest, or both, are now delinquent."

And as so amended is herewith transmitted to the House for concurrence in Senate amendments.

Respectfully,

FRANK CONE,
Secretary of the Senate."

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 11 after having amended the same as follows:

'Amend said bill by striking out the House Amendment to Section 3'

And as so amended is herewith transmitted to the House for concurrence in Senate Amendments.

Respectfully,

FRANK CONE,
Secretary of the Senate."

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in Substitute House Bill No. 12 introduced by Committee on Judiciary and the same is herewith transmitted to the House.

Respectfully,

FRANK CONE,
Secretary of the Senate."

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 13 after having amended the same as follows:

'Amend Section 2 of the said bill by striking out the following words and figures: "Thirty-eight Thousand Two Hundred Fifty-nine Dollars (\$38,259.00)" and inserting in lieu thereof the following words and figures: "Thirty Thousand Dollars (\$30,000.00)"

Also amend by striking out the House amendment to Section 3 of said bill, and as so amended is herewith transmitted to the House for concurrence in Senate amendments.

Respectfully,

FRANK CONE,
Secretary of the Senate."

"January 26, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. J. M. No. 1 by Greening was this day read the third time and passed, title and history agreed to, and is transmitted to the House for concurrence.

Respectfully,

FRANK CONE,
Secretary of the Senate."

Mr. Speaker directed that Senate Amendments to House Bills Nos. 6, 7, 9 and 13 be placed on General Orders.

"January 28, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on Third Reading House Bill No. 5 was concurred as amended by Committee on Finance and Claims and Committee of the Whole, and is herewith transmitted to the House for concurrence in Senate amendments.

Amendments: Committee on Finance and Claims:

That H. B. No. 5 be amended by striking out the House Amendment to Section one reading as follows: "H. B. No. 5 be amended as follows: By striking out in lines fifteen and sixteen of Section One the words and figures "Seven Thousand Two Hundred Dollars (\$7,200) and inserting in lieu thereof Two Thousand Five Hundred Dollars (\$2,500)"; also amend by adding a new paragraph to Section One reading as follows: "For the expenses of State Purchasing Agent in attending a convention of representatives from the various state prisons at Salt Lake and subsequent conventions which may be called to devise plans for initiating and allocating industries in state prisons, Five Hundred Dollars (\$500.00)"; also amend the House Amendment to Section Two, lines Seventeen and Eighteen, by striking out the words and figures "Two Thousand Five Hundred Dollars (\$2,500)." and inserting in lieu thereof the words and figures "Two Thousand Dollars (\$2,000)"; also amend by striking out the House amendment to Section three and as so amended House Bill No. 5 be concurred in.

COMMITTEE OF THE WHOLE AMENDMENT

In Section 2 by striking out in line 6 the words and figures: "Twenty-nine Thousand, Eight Dollars and Twenty-five Cents (\$29,008.25) and inserting in lieu thereof the words and figures: "Twenty-six Thousand Six Hundred Seventy-one Dollars and Fifty Cents (\$26,671.50) and that as so amended same be concurred in.

FRANK CONE,
Secretary of the Senate."

Mr. Speaker directed that Senate Amendments to House Bill No. 5 be placed on General Orders.

The following communication was received and read.

"Fort Harrison, January 26, 1924.

To the Hon. Members of the House of Representatives:

May we be privileged to interrupt your busy session for a few moments to express our appreciation and heartfelt thanks to you, one and all, for the lovely gift in the form of a Victrola which came to us recently.

Your gift we might add was very appropriate indeed, and we feel assured that your thoughtfulness signifies your interest in us and your endeavor to help make our convalescent days happy ones.

May our fraternal spirit continue in the future as we feel it has in the past.

Accept again our heartfelt appreciation.

(Signed)

Fort Harrison Boys from Ward 'A'."

INTRODUCTION OF BILLS AND MEMORIALS

Senate Joint Memorial No. 1, by Greening, was read first and second times and upon motion of Pilgeram, duly seconded, the resolution was concurred in.

MOTIONS AND RESOLUTIONS

Moved by Carlson of Gallatin, duly seconded and carried, without dissenting vote, that the House do not concur in Senate Amendments to House Bill No. 13 and that a conference Committee of three be appointed to confer with a like Committee from the Senate.

Moved by Gullidge, duly seconded and carried without dissenting vote that House do not concur in Senate Amendments to House Bill No. 6, and that a conference committee of three be appointed to confer with a like Committee from the Senate.

Moved by Bernard, duly seconded and carried by more than two thirds majority that the House do not concur in Senate amendments to House Bill No. 5, and that a conference committee of three be appointed to confer with a like Committee from the Senate.

Moved by Maury, duly seconded and carried by more than two thirds majority that the House do not concur in Senate Amendments to House Bill No. 7, and that a Conference Committee of three be appointed to confer with a like Committee from the Senate.

Senate Amendments to House Bill No. 11, having been read, same were concurred in by the following vote:

Ayes: Andrus, Armstrong, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosley, Brandjord, Bray, Buchanan, Burke, Buttelman, Cady, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cronk, Davis of Wibaux, Dean, Dell, Denny, Duffy, Elliott, English, Flynn, Gullidge, Harris, Hawley, Hoffman, Holton, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kennedy, Kenyon, Kinville, Larson of Richland, Lease, Leavens, Lemmon, Loble, McCarty, McCormick, McLeod, Murphy, Mushbach, Myrick, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Pope, Rasmussen, Rodgers, Ruffcorn, Ridle, Sandy, Seidensticker, Smith, Spencer, Stoddard, Swift, Strange, Taylor, Troy, White, Wold, Mr. Speaker. Total—75.

Noes: Andrews, Cowley, Davis of Fergus, Facey, Fulsher, Hamilton, Larsen of Sheridan, Maury, Nelson, Roscow, Smethurst, Stoner, Terrett, Tierney. Total—14.

Absent and not voting: Boorman, Bricker, Buell, Gillin, Goodman, Hanson, Johnson, McAfee, Scharnikow, Zuck. Total—40.

The Committee on Enrolling reported as follows:

"January 28, 1924.

Mr. Speaker:

We, your Committee on Enrolling, wish to report to the House that House Bill No. 14 is this day properly enrolled.

Respectfully,

J. H. McAFEE,
Chairman, Enrolling Committee."

Mr. Speaker announced that he was about to sign House Bill No. 14, and thereupon signed same in open session before the Assembly.

Moved by Gullidge, duly seconded and carried that the House resolve itself into a committee of the whole, for the consideration of General Orders.

Hansen in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration Senate Amendments to House Bill No. 9, respectfully recommend that 'said amendments be concurred in'.

HANSON,
Chairman."

Upon motion of Hanson, report adopted.

Mr. Speaker appointed the following as members of Conference Committees:

On House Bill No. 13, McCormick, Strange and Oker.

On House Bill No. 5, Lease, Taylor and Loble.

On House Bill No. 6, Swift, Facey and Bergstrom.

On House Bill No. 7, Buell, Myrick and Lemmon.

Moved By Gullidge, duly seconded and carried that House proceed with third reading of Senate amendments to House Bill No. 9.

Moved by Brandjord, duly seconded and carried, that Senate amendments to House Bill No. 9 be referred to General Orders.

With unanimous consent, the House reverted to

CONSIDERATION OF GENERAL ORDERS

Moved by Gullidge, duly seconded and carried that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Stoner in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration Senate Amendments to House Bill No. 9, respectfully report that: Senate amendments be not concurred in and that a Conference Committee of Three be appointed to confer with a like Committee from the Senate.

STONER,
Chairman."

Upon motion of Stoner, report adopted.

Mr. Speaker named Wold, Bray and Brandjord as members of the Conference Committee requested by the Committee of the Whole.

Upon motion of Gullidge, duly seconded and carried at 2:40 P. M., the House recessed until 3:30 o'clock P. M.

House resumed at 5:00 P. M.

The following message was received from the Governor:

"January 28, 1924.

The Speaker, House of Representatives, Helena, Montana:

I have the honor to advise you that I have this day approved the following House Bill:

H. B. No. 14. Relating to the payment of per diem, mileage, etc. of the members of the Extraordinary Session of the Eighteenth Legislative Assembly.

JOS. M. DIXON,
Governor."

Moved by Gullidge, duly seconded and carried that the House adjourn until 10:00 o'clock A. M. Tuesday, January 29th.

A. J. McALLISTER,

Chief Clerk.

CALVIN CRUMBAKER,
Speaker of the House.

EIGHTH LEGISLATIVE DAY

House of Representatives, January 29th, 1924.

Pursuant to adjournment, House convened at 10:15 A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Upon roll call, all members present except: Boorman, Bricker, Cady, Cronk, Gillin, Johnson, Kennedy, Scharnikow.

The Committee on Journal reported as follows:

"January 29th, 1924.

Mr. Speaker:

We, your Committee on Journal respectfully report that we have examined the Journal for the Seventh Legislative Day, and find the same to be correct.

BUCHANAN,
Chairman."

Upon motion of Buchanan, report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received by the Senate:

"January 28, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President has this day appointed the following Senators to act with like Committees from the House for the consideration of Senate amendments to the following bills:

House Bill No. 5, Senators Stewart of Deer Lodge, Peck and Stewart of Meagher.

House Bill No. 6, Senators Henderson, Porter, Conser.

House Bill No. 7, Senators Siegfriedt, Clark, Kirton.

House Bill No. 9, Senators Dowlin, Walker and Lowe.

House Bill No. 13, Senators Griffin, Garber, Pomeroy.

Respectfully,

FRANK CONE,
Secretary of the Senate."

Mr. Speaker announced he was about to sign Senate Joint Memorial No. 1 and thereupon signed same in open session before the Assembly. The Following communication was received from the Senate:

"January 28, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following conference committee reports were this day submitted and adopted.

H. B. No. 6, That the House concur in Senate Amendments.

H. B. No. 7, That the House concur in Senate Amendments.

H. B. No. 13, That the Senate recede from the following Senate Amendment:

'Amend Section 2 of the said bill by striking out the following words and figures: "Thirty-Eight Thousand Two Hundred and Fifty-nine Dollars (\$38,259.00) and inserting in lieu thereof the following words and figures: "Thirty Thousand Dollars (\$30,000.00)."' and that the House concur in the Senate Amendment relating to Section 3.

Upon roll call the action of the conference committee was confirmed.

H. B. No. 9, Upon roll call, the action of the conference committee on H. B. No. 9 was approved. The following is the report of the Committee:

'The Senate Committee recedes from Senate amendments as to Section One and Two, House Bill No. 9, and we concur as to amendment of Section Three.'

Respectfully,

FRANK CONE,
Secretary of the Senate."

REPORTS OF SELECT COMMITTEES

The following reports of Select Committees was received:

JOINT CONFERENCE COMMITTEE

Senate Amendments on House Bill No. 5

A Bill entitled: "An Act appropriating money for the operation and maintenance of certain of the Boards' Commissions and Departments of the State of Montana for the period beginning July 1, 1923 and ending June 30, 1925." beg to report as follows:

We recommend that the Senate recede from its amendment to Section 2, line six, wherein the words and figures "Twenty-nine Thousand Eight Dollars and Twenty-five Cents (\$29,008.25)" were stricken and the words and figures "Twenty-six Thousand Six Hundred and Twenty-one Dollars and Fifty Cents (\$26,621.50)" were inserted in lieu thereof.

STEWART, J. H.,
C. V. PECK,
STEWART, T. P.,
LOBLE,
LEASE,
TAYLOR."

Upon motion of Lease, duly seconded, that report be adopted, the roll was called and said report was adopted by the following vote:

Ayes: Andrews, Andrus, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Brandjord, Bray, Buchanan, Burke, Buttelman, Carlson of McCone, Cavanaugh, Clarke, Davis of Fergus, Davis of Wibaux, Dean, Dell, Elliott, English, Facey, Flynn, Fulsher, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Kelly of Silver Bow, Kenyon,

Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCormick, McLeod, Murphy, Myrick, Nelson, Oker, Peden, Perrine, Rasmussen, Rodgers, Ruffcorn, Seidensticker, Spencer, Stoner, Swift, Taylor, Troy, White, Wold, Mr. Speaker. Total—63.

Noes: Armstrong, Bosley, Caplis, Carlson of Gallatin, Cowley, Duffy, Goodman, Denny, Hamilton, Kelly of Pondera, McCarty, Maury, O'Connell, Ostby, Pilgeram, Ridle, Roscow, Smethurst, Smith, Stoddard, Strange, Terrett, Tierney, Zuck. Total—24.

Absent and not voting: Boorman, Bricker, Buell, Cady, Cronk, Gillin, Johnson, Kennedy, Mushbach, Pope, Sandy, Scharnikow. Total—12.

The following report of Conference Committee was received:

"Conference Committee on Senate Amendments to H. B. 9 agree. That Senate recede from its amendments as to Sections One and Two. That House concur as to amendments to Section Three.

WOLD,
R. A. BRAY,
BRANDJORD
CHAS. M. DOWLIN,
HENRY LOWE,
THOS. WALKER."

Upon motion of Wold, duly seconded, and the roll being called, the report was adopted by the following vote:

Ayes: Andrews, Andrus, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Brandjord, Bray, Buchanan, Buell, Burke, Buttelman, Caplis, Carlson of Gallatin, Carlson of McCone, Clarke, Davis of Fergus, Davis of Wibaux, Dean, Dell, Duffy, Elliott, English, Facey, Flynn, Fulsher, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Kelly of Silver Bow, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormick, McLeod, Murphy, Myrick, Nelson, Oker, Ostby, Peden, Perrine, Pilgeram, Ridle, Rodgers, Ruffcorn, Seidensticker, Smith, Spencer, Stoddard, Stoner, Strange, Swift, Taylor, Troy, White, Wold, Zuck, Mr. Speaker, Rasmussen. Total—74.

Noes: Armstrong, Bosley, Cowley, Denny, Goodman, Hamilton, Maury, O'Connell, Roscow, Smethurst, Tierney. Total—41.

Absent and not voting: Boorman, Bricker, Cady, Cavanaugh, Cronk, Gillin, Johnson, Kelly of Pondera, Kennedy, Mushbach, Pope, Sandy, Scharnikow, Terrett. Total—13.

The following report of Conference Committee was received:

"Mr. Speaker:

We, your Special Conference Committee on House Bill No. 7 respectfully report as follows: That House Bill No. 7 be concurred in as amended in the Senate.

J. C. F. SIEGFRIEDT, Chairman,
BUELL,
KIRTON,
CLARK,
LEMMON,
MYRICK."

Moved by Myrick, duly seconded, that the report be adopted.

Moved by Maury, as a substitute, duly seconded, that the report be rejected; that the Committee be discharged; that the Senate Amendments be referred to another Conference Committee to be appointed to confer with a like Committee from the Senate.

Maury, duly seconded, demanded a roll call upon the Substitute motion. Upon roll call, the substitute motion failed to carry, the vote being as follows:

Ayes: Andrews, Armstrong, Benedict, Bergstrom, Berryman, Bosley, Bray, Buchanan, Burke, Caplis, Carlson of Gallatin, Cavanaugh, Cowley, Davis of Fergus, Denny, Duffy, English, Fulsher, Goodman, Hamilton, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kinville, Loble, McCarty, Maury, Nelson, O'Connell, Oker, Ostby, Ridle, Roscow, Smethurst, Stoddard, Stoner, Tierney, Zuck, White. Total—39.

Noes: Andrus, Arnold, Baker, Bernard, Bohling, Brandjord, Buttelman, Carlson of McCone, Clarke, Davis of Wibaux, Dean, Dell, Elliott, Facey, Flynn, Gullidge, Hanson, Harris, Hawley, Hoffman, Holton, Kenyon, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, McCormick, McLeod, Murphy, Mushbach, Myrick, Peden, Perrine, Pilgeram, Rasmussen, Rodgers, Ruffcorn, Sandy, Seidensticker, Smith, Spencer, Strange, Swift, Taylor, Troy, Wold, Mr. Speaker. Total—48.

Absent and not voting: Boorman, Bricker, Buell, Cady, Cronk, Gillin, Johnson, Kennedy, McAfee, Pope, Scharnikow, Terrett. Total—12.

Question now arising on motion of Myrick to adopt Conference Committee report, upon roll call, the motion carried by the following vote:

Ayes: Andrus, Arnold, Baker, Bergstrom, Bernard, Bohling, Brandjord, Buttelman, Caplis, Carlson of McCone, Cavanaugh, Clarke, Davis of Wibaux, Dean, Dell, Elliott, English, Facey, Flynn, Gullidge, Hanson, Hawley, Hoffman, Holton, Kenyon, Larson of Richland, Larson of Sheridan, Lease, Leavens, Lemmon, McCormick, McLeod, Murphy, Myrick, Peden, Perrine, Pilgeram, Rasmussen, Rodgers, Ruffcorn, Sandy, Seidensticker, Smith, Spencer, Strange, Swift, Taylor, Troy, Wold, Zuck, Mr. Speaker. Total—51.

Noes: Andrews, Armstrong, Benedict, Berryman, Bosley, Bray, Buchanan, Burke, Carlson of Gallatin, Cowley, Davis of Fergus, Denny, Duffy, Fulsher, Goodman, Hamilton, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kinville, Loble, McCarty, Maury, Nelson, O'Connell, Oker, Ostby, Ridle, Roscow, Smethurst, Stoddard, Stoner, Tierney, White. Total—34.

Absent and not voting: Boorman, Bricker, Buell, Cady, Cronk, Gillin, Harris, Johnson, Kennedy, McAfee, Mushbach, Pope, Scharnikow, Terrett. Total—14.

Lease requested and was granted unanimous consent to introduce an appropriation bill at this time without previous notice.

With unanimous consent, House reverted to

INTRODUCTION OF BILLS AND MEMORIALS

House Bill No. 16, by the Committee on Appropriations, as follows:

"A Bill for an Act entitled: 'An Act to Appropriate Money for the Payment of the Per Diem of the Officers and Attaches of the Extraordinary Session of the Eighteenth Legislative Assembly of the State of Montana.'"

Was introduced, read first and second times and referred to the Committee on Appropriations.

The following conference committee report was received:

"Mr. Speaker:

We, your Committee on Joint Conference Committee on House Bill No. 6, having had under consideration House Bill No. 6, respectfully report as follows: That the House concur in Senate Amendments.

HENDERSON,
CONSER,
PORTER,
FACEY,
SWIFT,
BERGSTROM.

Upon motion of Facey, duly seconded and the roll call being called, the report of the Conference Committee was adopted by the following vote:

Ayes: Andrews, Andrus, Armstrong, Arnold, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Brandjord, Bray, Buchanan, Buttelman, Caplis, Carlson of Gallatin, Carlson of McCone, Cavanaugh, Clarke, Cowley, Davis of Wibaux, Dean, Dell, Elliott, English, Facey, Flynn, Fulsher, Gullidge, Hamilton, Harris, Hawley, Hoffman, Holton, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, Loble, McCarty, McCormick, McLeod, Maury, Myrick, Nelson, O'Connell, Oker, Ostby, Peden, Perrine, Pilgeram, Rasmussen, Roscow, Ruffcorn, Sandy, Seidensticker, Smith, Stoddard, Strange, Swift, Taylor, White, Wold, Mr. Speaker. Total—69.

Noes: Tierney. Total—1.

Absent and not voting. Boorman, Bosley, Bricker, Buell, Burke, Cady, Cronk, Davis of Fergus, Denny, Duffy, Gillin, Goodman, Hanson, Johnson, Kennedy, Kenyon, McAfee, Murphy, Mushbach, Pope, Ridle, Rodgers, Scharnikow, Smethurst, Spencer, Stoner, Terrett, Troy, Zuck. Total—29.

The following communication was received from the Senate:

“January 28, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate on roll call concurred in H. B. No. 5, as recommended for concurrence in the following Joint Conference Committee report:

“Mr. President: We, your Joint Conference Committee, having had under consideration Senate amendments on House Bill No. 5, a bill entitled: “An Act Appropriating money for the operation and maintenance of certain of the boards, commissions and departments of the State of Montana, for the period beginning July 1, 1923 and ending June 30, 1925.” beg to report as follows: We recommend that the Senate recede from its amendment to Section 2, line six, wherein the words and figures “Twenty-nine thousand eight dollars and twenty-five cents (\$29,008.25)” were stricken and the words and figures “twenty-six thousand six hundred and twenty-one dollars and fifty cents (\$26,621.50) were inserted in lieu thereof.”

We further recommend that the House concur in all other Senate Amendments.

(Signed) STEWART, J. H.
C. V. PECK,
STEWART, T. P.
LOBLE,
LEASE,
TAYLOR.

Respectfully,

FRANK CONE,
Secretary of the Senate.”

MOTIONS AND RESOLUTIONS

House Joint Memorial No. 2, as follows:

“House Joint Memorial to Congress:

Whereas, the entire nation has been startled at the unusual disclosure of the United States Senate Investigating Committee relative to the Tea Pot Dome Oil Lease and other kindred subjects;

And Whereas, the thoro investigation of this situation is necessary to maintain the confidence of the American people in its high officials entrusted with their affairs of State;

And Whereas, the Senate Investigating Committee has rendered invaluable service in bringing to the attention of the people this unprecedented situation;

Therefore, be it resolved by the Legislative Assembly of the State of Montana in Extraordinary Session Assembled:

That we highly commend the Senate Investigating Committee for their untiring and successful efforts: That we urge that there be no cessation of this investigation until all persons guilty of any wrongful participation in this unusual procedure be brought to justice, to the end that for all time the people may know that high office may not be used as a cloak for wrong doing.

LOBLE,
MAURY,
KELLY of Pondera,
TIERNEY of Sanders,
DUFFY of Hill,
JOHN J. CAPLIS,
CARLSON of Gallatin,
JOE OKER,
E. N. JOFFRAY."

Upon motion of Loble, duly seconded, resolution adopted.
House Employees Committee reported as follows:

"January 28, 1924.

Mr. Speaker:

We, your Committee on House Employees, beg leave to recommend that the following named persons not on the State's payroll be allowed the usual compensation prescribed by law for the position hereinafter stated as occupied by them:

Percy F. Dodds,	Sergeant-at-Arms
William Dryburgh,	Asst. Serg.-at-Arms
Raymond Nagel,	Journal Clerk
Geo. H. Coulter,	Printing
Dan Crowley,	Page
James Stevens,	Proof Reader
Ethel Langdorf,	Committee Clerk

and we further recommend that the following named persons be retained two days to clear up the work after the session.

Percy F. Dodds,
William Dryburgh,
Ethel Langdorf,
Raymond Nagel,

STONER,
Chairman."

Upon motion of Stoner, duly seconded, report adopted.
The Appropriations Committee reported as follows:

"January 29, 1924.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Bill No. 16, introduced by the Appropriations Committee: "A Bill for An Act entitled: 'An Act to appropriate money for the payment of the per diem of the officers and attaches of the Extraordinary Session of the Eighteenth Legislative Assembly of the State of Montana respectfully report as follows: That House Bill No. 16 recommend that same do pass.

LEASE,
Vice Chairman."

Upon motion of Lease, duly seconded, report adopted.
With unanimous consent, the House reverted to

MOTIONS AND RESOLUTIONS

Moved by Gullidge, duly seconded and carried that House Bill No. 16 be reported correctly printed and placed on General Orders.

With unanimous consent House reverted to

CONSIDERATION OF GENERAL ORDERS

Moved by Gullidge, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Hoffman in the Chair.

Committee arose.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration House Bill No. 16, respectfully report that House Bill No. 16 do pass.

HOFFMAN,
Chairman."

Upon motion of Hoffman, duly seconded, reported was adopted.

Moved by Gullidge, duly seconded and carried that House Bill No. 16 be considered correctly engrossed and placed on third reading for final passage.

With unanimous request, House reverted to

THIRD READING OF HOUSE BILLS

House Bill No. 16, having been read three several times and title and history agreed to, it was passed by the following vote:

Ayes: Andrus, Arnold, Baker, Bernard, Berryman, Bohling, Bosley, Brandjord, Burke, Carlson of McCone, Cavanaugh, Clarke, Cowley, Davis of Fergus, Davis of Wibaux, Dean, Denny, Elliott, Facey, Flynn, Fulsher, Goodman, Hanson, Harris, Hawley, Hoffman, Holton, Joffray, Kelly of Pondera, Kelly of Silver Bow, Kenyon, Kinville, Larson of Richland, Larsen of Sheridan, Lease, Leavens, Lemmon, McCormick, McLeod, Myrick, O'Connell, Oker, Peden, Perrine, Pilgeram, Rasmussen, Rodgers, Roscow, Sandy, Seidensticker, Spencer, Swift, Taylor, White, Wold, Mr. Speaker, Terrett. Total—57.

Noes: Total—0.

Absent and not voting: Andrews, Armstrong, Benedict, Bergstrom, Boorman, Bray, Bricker, Buchanan, Buell, Buttelman, Cady, Caplis, Carlson of Gallatin, Cronk, Dell, Duffy, English, Gillin, Gullidge, Hamilton, Johnson, Kennedy, Loble, McAfee, McCarty, Maury, Murphy, Mushbach, Nelson, Ostby, Pope, Ridle, Ruffcorn, Scharnikow, Smethurst, Smith, Stoddard, Stoner, Strange, Tierney, Troy, Zuck. Total—42.

The following conference committee report was received:

"January 28, 1924.

Mr. Speaker:

We, your Conference Committee having had under consideration the Senate Amendment for House Bill No. 13, Section 2, reading as follows: "Amend Section 2 of the said bill by striking out the following words and figures: "Thirty-Eight Thousand Two Hundred and Fifty-nine Dollars (\$38,259.00) and inserting in lieu thereof the following words and figures, "Thirty Thousand Dollars (\$30,000.00)."

Respectfully report as follows:

That the Senate recede from this amendment and concur with the bill as received from the House. And, that the House concur in the Senate amendment relating to Section 3.

GRIFFIN, Chairman,
POMEROY,
GARBER,
G. B. STRANGE,
OKER,
McCORMICK."

Upon motion of McCormick, duly seconded, and the roll being called, the report was adopted by the following vote:

Ayes: Benedict, Bergstrom, Bernard, Berryman, Bohling, Bosley, Buttelman, Caplis, Carlson of McCone, Cavanaugh, Clarke, Cowley, Dell, Facey, Flynn, Fulsher, Hanson, Harris, Hawley, Holton, Kelly of Pondera, Kelly of Silver Bow, Kinville, Larsen of Sheridan, Lease, Leavens, Lemmon, McCormick, Myrick, Nelson, O'Connell, Oker, Peden, Perrine, Pilgeram, Rasmussen, Rodgers, Ruffcorn, Sandy, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Taylor, White, Wold, Mr. Speaker, Andrus, Buchanan, Duffy, English. Total—53.

Noes: Andrews, Armstrong, Burke, Davis of Fergus, Hamilton, Roscow, Terrett. Total—7.

Absent and not voting: Arnold, Baker, Boorman, Brandjord, Bray, Bricker, Buell, Cady, Carlson, of Gallatin, Cronk, Davis of Wibaux, Dean, Denny, Elliott, Gillin, Goodman, Gullidge, Hoffman, Joffray, Johnson, Kennedy, Kenyon, Larson of Richland, Loble, McAfee, McCarty, McLeod, Maury, Murphy, Mushbach, Ostby, Pope, Ridle, Scharnikow, Strange, Swift, Tierney, Troy, Zuck. Total—39.

The following communications were received from the Senate:

"January 28, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 10 after having amended the same as follows: "Amend by adding a new paragraph to Section 3 to read as follows: "Provided further that all monies received from appropriations, revolving funds, self-sustaining activities, or any other source must be used for the purposes designated and for no other purpose. A correct accounting of all receipts and disbursements of all funds must be rendered to the State Accountant at the end of each month."

'Also said bill be amended by striking off the House amendment to Section 4 and as so amended is herewith transmitted to the House for Concurrence in Senate amendments.

Respectfully,

FRANK CONE,
Secretary of the Senate."

The roll being called the House concurred in Senate Amendments by the following vote:

Ayes: Andrews, Andrus, Armstrong, Baker, Benedict, Bergstrom, Bernard, Berryman, Bohling, Bray, Buchanan, Burke, Buttelman, Carlson of McCone, Cavanaugh, Clarke, Cowley, Davis of Fergus, Davis of Wibaux, Dell, Duffy, English, Facey, Flynn, Fulsher, Gullidge, Hamilton, Hansen, Harris, Hawley, Hoffman, Joffray, Kennedy, Kelly of Pondera, Kelly of Silver Bow, Kinville, Larson of Richland, Lease, Leavens, Lemmon, Loble, McAfee, McCarty, McCormick, Maury, Murphy, Myrick, O'Connell, Oker, Ostby, Peden, Perrine, Ridle, Rodgers, Ruffcorn, Sandy, Seidensticker, Smethurst, Smith, Spencer, Stoddard, Stoner, Taylor, Wold, Mr. Speaker. Total—65.

Noes: Bosley, Terrett. Total—2.

Absent and not voting: Arnold, Boorman, Brandjord, Bricker, Buell, Cady, Caplis, Carlson of Gallatin, Cronk, Dean, Denny, Elliott, Gillin, Goodman, Holton, Johnson, Kenyon, Larsen of Sheridan, McLeod, Mushbach, Nelson, Pilgeram, Pope, Rasmussen, Roscow, Scharnikow, Strange, Swift, Tierney, Troy, White, Zuck. Total—32.

The following communication was received from the Senate:

"January 28, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on third reading concurred in House Bill No. 15 and is herewith transmitted to the House.

FRANK CONE,
Secretary of the Senate."

The following communication was received from the Senate:

"January 29, 1924.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on third reading the Senate concurred in House Bill No. 16 and same is herewith returned to the House.

Respectfully,

FRANK CONE,
Secretary of the Senate."

Moved by Gullidge, duly seconded and carried that the House recess until 3:30 o'clock P. M.

AFTERNOON SESSION

House resumed at 4:15 P. M.

Mr. Speaker pro tem in the Chair.

The Committee on Enrolling reported as follows:

"January 28, 1924.

Mr. Speaker:

We, your Committee on Enrolling, wish to report to the House that House Bills Nos. 9, 11 and Sub. for H. B. No. 12 were this day properly enrolled.

Respectfully,

J. H. McAFEE,
Chairman, Enrolling Committee."

The Speaker pro tem gave notice and signed in open session before the Assembly House Bills Nos. 9 and 11, and Sub. for House Bill No. 12. The Committee on Enrolling reported as follows:

"January 29, 1924.

Mr. Speaker:

Your Committee on Enrolling of House Bills begs leave to report that House Bill 13 has this day been correctly enrolled.

Respectfully,

J. H. McAFEE,
Chairman."

The Speaker pro tem gave notice, and signed in open session before the Assembly House Bill No. 13.

The Committee on enrolling reported as follows:

"January 29, 1924.

Mr. Speaker:

Your Committee on Enrolling begs leave to report that House Bill No. 16 has this day been correctly enrolled.

J. H. McAFEE,
Chairman."

The Speaker gave notice and signed in open session before the Assembly House Bill No. 16.

With unanimous consent House reverted to

MOTIONS AND RESOLUTIONS

The following resolution was received and read:

"Whereas, the Chief Clerk, C. J. McAllister, and the following attaches: Murray Gaw, E. A. Reddington, Elsie Goodyer, Hazel McLaughlin, Bertha Morton, Margaret Williams, C. W. Anderson, Margaret Scott, Katherine Curle, Miss Miner, Ruth Benson, Robert Myhrvold, Miss Dundas, Mrs. Fitzpatrick, Charles Lamb, N. E. Hope, Lela Bryant, Opal Cronk and Geo. H. Berry of the Extraordinary Session of the Eighteenth Legislative Assembly have served without compensation other than that allowed for their regular work about the State Capitol and

Where, the service rendered has saved the State considerable money in conducting the clerical work of this extraordinary session, and

Whereas, these attaches have been faithful in the performance of the duties assigned them, have been courteous and unstinted in their efforts to render valuable and efficient service, and

Whereas, the constitution of the State of Montana prohibits any extra emoluments for this service from this Legislative Body,

Therefore, be it resolved that this House of Representatives in Extraordinary Session assembled extend a vote of thanks to each and every one of the above mentioned attaches for their loyalty to the state and further that the House express its thanks to Reverend Chirgwin, the Chaplain of the Senate, who has voluntarily acted Chaplain of the House.

GULLIDGE."

Upon motion of Gullidge, resolution adopted.

The Committee on enrolling reported as follows:

"January 29, 1924.

Mr. Speaker:

Your Committee on Enrolling begs leave to report that it has this day correctly enrolled House Bill No. 10.

Respectfully,

J. H. McAFEE,
Chairman."

The Speaker gave notice and signed in open session before the assembly, House Bill No. 10.

The Committee on Enrolling reported as follows:

"January 29, 1924.

Mr. Speaker:

Your Committee on Enrolling beg leave to report that House Bill No. 5 has this day been correctly enrolled.

McAFEE,
Chairman."

The Speaker gave notice and signed in open session before the assembly House Bill No. 5.

The Committee on Enrolling reported as follows:

"January 29, 1924.

Mr. Speaker:

Your Committee on Enrolling begs leave to report that House Bills Nos. 6, 7 and 15 and House Joint Memorial No. 1 have this day been correctly enrolled.

Respectfully,

J. H. McAFEE,
Chairman."

Mr. Speaker gave notice and signed in open session before the assembly House Bills Nos. 6, 7 and 15, and House Joint Memorial No. 1.

Moved by Gullidge, duly seconded and carried that a Committee of three be appointed to notify His Excellency, The Governor, that the House of the Extraordinary Session of the Eighteenth Legislative Assembly is ready to adjourn sine die.

Moved by Gullidge, duly seconded and carried that a Committee of three be appointed to notify the Honorable Senate that the House of the Extraordinary Session of the Eighteenth Legislative Assembly is ready to adjourn sine die.

Mr. Speaker named as members of the Committee appointed to notify the Governor the following: Harris, Bray and White.

Mr. Speaker named as members of the Committee appointed to notify the Senate the following: Clarke, Smith and Goodman.

The Committee appointed to notify the Governor reported its duty performed and reported that the Governor had no further messages or communications.

The report was accepted and the Committee discharged.

The Committee appointed to notify the Senate reported its duty performed.

The report was accepted and the Committee discharged.

A Committee from the Senate appeared at the bar of the House and announced that the Senate had concluded its deliberations and was ready to adjourn sine die.

Upon motion of Gullidge, duly seconded and carried, the House of the Extraordinary Session of the Eighteenth Legislative Assembly of the State of Montana adjourned sine die.

C. J. McALLISTER,

Chief Clerk.

CALVIN CRUMBAKER,

Speaker of the House.

